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Tribute to stellar photography INSIDE THIS WEEK

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The Carmel Pine Cone

Volume 91 No. 4

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January 28-February 3, 2005

Expert testimony barred on victim's mental state

By MARY BROWNFIELD

CARMEL VALLEY resident Ilona Leidig appeared in court Thursday afternoon in advance of a jury trial in which she will face charges of shooting her estranged husband, restaurateur Ted Leidig, in the chest with a .357 magnum revolver last February.

During the Jan. 27 hearing, Monterey County Superior Court Judge Lydia Villarreal ruled on several motions, including expert testimony and evidence, and will weigh in on others next Thursday.

Defense attorney Richard Rosen cannot call an expert to testify regarding Ted Leidig's alleged bipolar disorder because the witness would not be able to specifically address Leidig's condition, the judge ruled.

"Given the kind of testimony he could give, I don't believe it would be relevant," Villarreal said. But if the testimony of others would benefit from an expert opinion, she said she would reconsider her decision.

Prosecutor Angela McNulty had asked the court to bar mention of Ted Leidig's mental condition, but Villarreal denied that request as well.

"The People had requested that the defense not be allowed to mention Mr. Leidig's bipolar condition, assuming there is such a condition," the judge said. "The People didn't provide any authority for that request, and I wasn't able to find any, and that request is denied. It seems appropriate that Mrs. Leidig should be able to talk about her history with Mr. Leidig — his

See LEIDIG page 19A

Bureaucrats run amok?

STATE: Stormwater must not touch sea

By MARY BROWNFIELD

THE CITIES of the Monterey Peninsula are illegally allowing stormwater to run into the ocean, according to the California Regional Water Quality Control Board, which will seek formal cease and desist orders against Carmel, Pacific

Grove, Monterey and the Pebble Beach Co. at a Feb. 11 hearing in Salinas.

"Basically what they're saying is none of our outlets can go into the bay," Carmel City Administrator Rich Guillen said of the proposed order, dated Dec. 23. "We have to either treat runoff or redirect it to the Carmel River" — at great expense.

According to CRWQCB executive officer Roger Briggs, water from thousands of storm drains throughout the Monterey Peninsula can no longer be allowed to flow directly to the sea, because local waters contain "areas of special biological significance" and are off limits to wastewater discharges, "from whatever source," under the California Ocean Plan, which was adopted in 1972. A 2001 amendment to the plan made all discharges — including stormwater — illegal.

The Monterey Bay National Marine Sanctuary was created by an Act of



PHOTO/PAUL MILLER

Stormwater outfalls to Carmel Beach are now illegal, unless the city undertakes the arduous, time-consuming and expensive process of getting an exception to the new rule.

See STORMWATER page 11A

Miracle Matt, a 'comiac' no more

By KIRSTIE WILDE

IF EVER there was a story to lift the spirit — like a shot of Jolt Cola for the soul — it is the tale of Matthew Scholink.

Thursday, as Matt sat on the couch at his uncle Larry Scholink's Carmel Valley home gently carousing with his five young cousins, an observer would find it hard to believe that just two months ago the 18 year old was lying comatose in the intensive care unit at Community Hospital. A horrendous car crash in Monterey Nov. 19, 2004, smashed the left side of his head and caused life-threatening brain damage. But as the strapping, 180-pound former high school football and basketball player — his handsome face unmarked by the crash — tickled his 7-year-old cousin, Mia, and joked about "when I was a comiac," there was barely a hint of the trauma he suffered, nor the agony his family and friends endured.

When cousin Nate said, "Come on, Matt, what are we going to do? Let's play something!" Matt reminded him he's supposed to take things a little slowly. After all, he was just released from rehab at the brain trauma center at Santa Clara Valley Hospital last Friday, four weeks before doctors predicted he'd be ready to go home.

"I can wrestle, Nate, but not climb trees for a little while."

Defying predictions and the odds

The one-car crash threw Matt, in the passenger seat and not wearing his seat belt, into the windshield and then back through the car, where his bloody head came to rest in the arms of his friend, Mark Grosnick. The driver, Vincent Torrente, and Grosnick were released from the hospital that night, but Matt was gravely damaged and remained in

a coma for 14 days. As the days turned into weeks, his mother, Linda Scholink, sensed that the doctors and nurses were losing hope. The family was told that 90 percent of brain injuries as serious as Matt's are either fatal, or the patient remains forever trapped in a

vegetative state.

Larry and Linda, both devout Christians, believe God had a purpose for the accident and revealed it through Matt.

See MATT page 23A



PHOTO/KIRSTIE WILDE

Matt Scholink reunites with his cousins in Carmel Valley Thursday, one week after his phenomenal recovery from brain damage, pneumonia, infection and coma. Behind the couch are Meagan, Shonna (with Anna) and Linda Scholink. On the couch canoodling with Matt are Nate, Mia and David Scholink.

P.B. Co. PLANNING COMMISSION VICTORY PORTENDS COASTAL COMMISSION BATTLE

By PAUL MILLER

MOST OF the public is solidly behind it. So are almost all county officials. Even some environmentalists appreciate the creation of almost 900 acres of pine forest preserve as the Pebble Beach Company caps development at 160 more hotel rooms, 60 units of employee housing, a new golf course and driving range, and a relocated equestrian center on its remaining land in Del Monte Forest.

"This plan was based on a public vote, and when you've got a 70-percent vote, you've got a diamond in your hand," former Carmel Mayor Ken White told Monterey County planning commissioners Wednesday. "I hope you'll pass it and get on with it."

The president of the Del Monte Forest Property Owners association, Jack Kidder, also sounded a populist theme. "It's important to note the overwhelming approval of Measure A by almost 70 percent of residents of the forest," Kidder said, referring to the 2000 ballot initiative that set the current plan in motion. "These are the people who will be most affected by this plan in their everyday lives, and they want you to approve it."

After a lengthy hearing at the courthouse in Salinas, planning commissioners agreed, voting 7-1 to recommend approval of the P.B. Co. plan. It will next be considered by the board of supervisors in March.

But while Alan Williams, Tony Lombardo and a host of company vice presidents had to like what they heard from county officials

See PEBBLE BEACH page 4A

Resident 'didn't know she needed a permit' to cut city tree

By MARY BROWNFIELD

A GARDENER hired by a Scenic Road resident cut branches off a city-owned cypress tree in the dark hours Sunday morning, according to Carmel Police Cpl. Steve Rana, who cited Leandro Pescador for the municipal code violation.

Pescador admitted cutting three branches and said homeowner Elsa Reddy asked him

to, according to Rana. The gardener said he was supposed to begin work in Reddy's yard at 8 a.m.

"I was on patrol on Scenic and there were some brake lights that flashed on and off," Rana said. "So I stopped, and there was a pickup truck that had all these cypress limbs in the back. In my headlight beams, I could see some fresh cut marks on the cypress, and I could see drag marks from the tree along

the pathway to the truck." It was about 6 a.m. When Rana confronted Reddy, he said she confessed.

"She actually admitted that yes, she wanted him to trim those limbs," he said. "She said she didn't know she needed a permit. But she knew what he was doing, and he knew what he was doing. That's why he was doing it in the dark."

City forester Mike Branson said Wednesday he will confer with city attorney Don Freeman about possible civil action against Pescador or Reddy for cutting the young cypress. In past cases, the city has sought restitution in civil court for illegally trimmed trees that have died.

"We have a hard enough time as it is with trees down there," Branson said, with trees mysteriously dying or being cut by residents trying to improve their view.

While residents can hire a licensed service to trim city-owned trees elsewhere in town — after receiving Branson's OK and with a certified arborist on site — only city

forestry workers or their hired contractors can prune those on Scenic Road.

"The pruning policy came about because a group of residents had hired a tree service to prune in a three-block area of Scenic," Branson said. The city "thought they thinned things out a little too much."

No city trees will be trimmed with the sole purpose of improving someone's view.

"Any pruning we do is in the interest of the tree's development and well being, as opposed to the view," Branson said.

Cypress trees on Scenic may be frequent targets because they tend to be bushy when they're young. But as they develop, the city will prune the "skirt" of the tree to raise it, as is seen in mature cypress.

Whenever he catches someone trimming trees without the proper license and permission, whether they are truly ignorant or just plead ignorance, he said, "I use that opportunity to let them know what they can and cannot do — and the property owner, too, if the opportunity is there."

'But she knew what he was doing, and he knew what he was doing. That's why he was doing it in the dark.'

— Steve Rana

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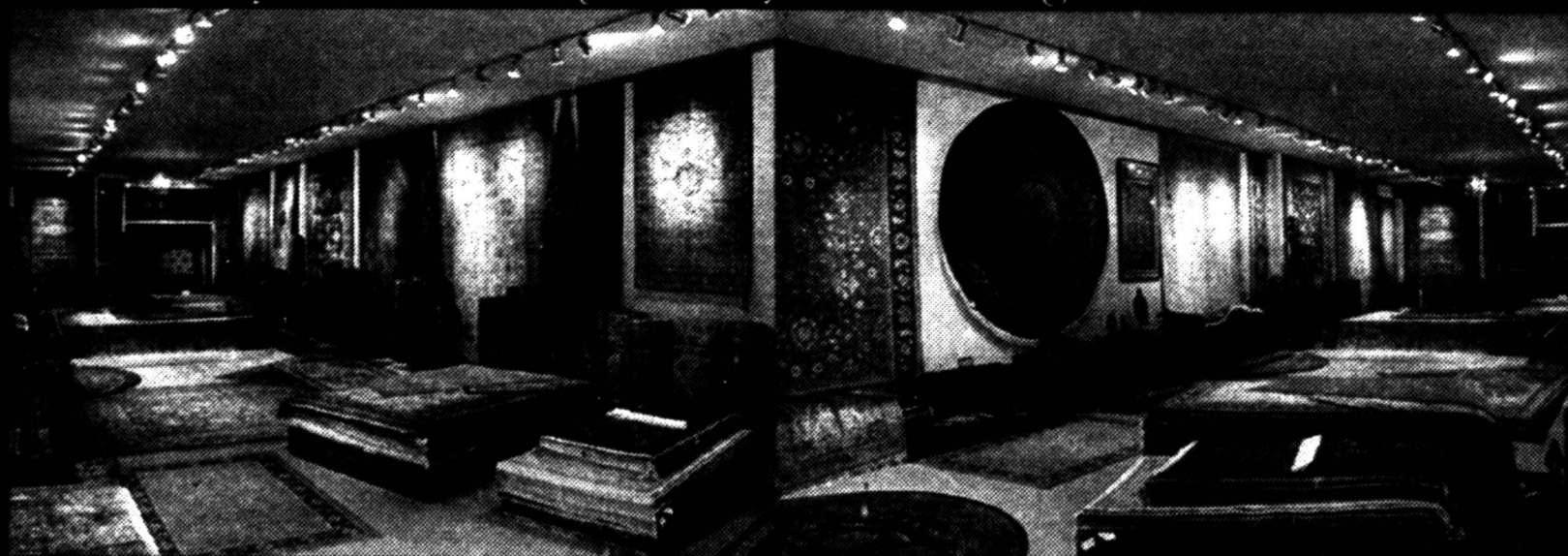
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Foundation gets former airline exec as new CEO

By MARY BROWNFIELD

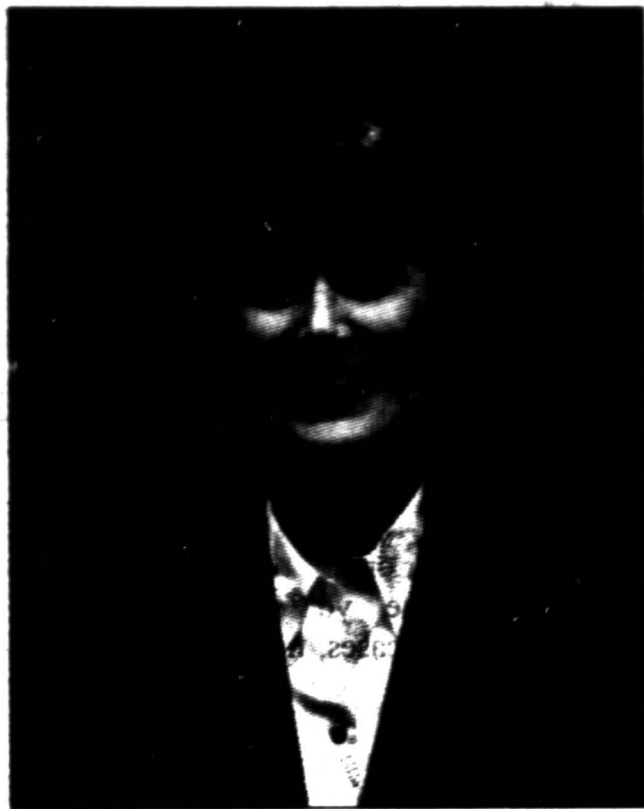
A RETIRED United Airlines executive started her new job this week as chief executive officer of the Carmel Foundation. The board of directors voted Wednesday to hire Carpenter Street resident Jill Sheffield to replace 18-year CEO John Freitas, whose last day is Jan. 31.

"We had about 50 applications for the job, pretty much all from Northern California, and we interviewed just five," said board member Sarah Berling, whose committee enlisted the help of a search firm to identify the most viable candidates. At every step of the way, Sheffield was their unanimous choice, Berling said.

"She's really a neat person and had all sorts of experience we need," Berling continued, including human resources, customer service, community relations, budgeting, facilities and office management and fundraising for nonprofits.

"The people who worked for her, and her superiors, were very, very positive," Berling said. "She has a very forthright method of communication which is comfortable, but clear and to the point. And she has a very good presence."

People skills, business savvy and a passion for nonprofits and the elderly are what the foundation was looking for in a new CEO to replace Freitas. Under his leadership, the foundation has grown to serve 4,000 Peninsula residents and own 13 build-



PHOTO/MARY BROWNFIELD

Jill Sheffield

ings totaling 40,000 square feet. It offers numerous services, including low-income housing, social events, trips, classes, a computer lab, merchandise for sale, transportation, flu shot clinics and meals. Members pay as little as \$25 a year, and the programs fall \$1 million short of paying for themselves, making the nonprofit heavily reliant upon donations, according to Berling. To maintain its autonomy, the foundation takes

See **SHEFFIELD** page 23A

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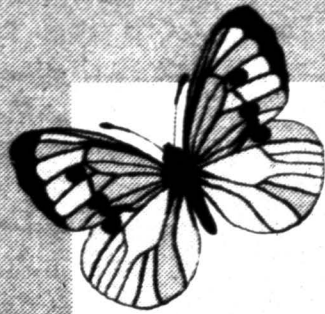
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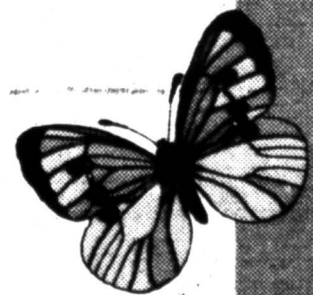
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Police & Sheriff's Log

Thief takes stuff — then puts it back

HERE'S A look at the significant calls logged by the Carmel-by-the-Sea Police Department, the Carmel Fire Department and the Monterey County Sheriff's Office last week.

SUNDAY, JANUARY 16

Carmel-by-the-Sea: Casanova Street resident complained about loud subjects in the street. Contacted a male who was trying to speak to a friend who was upset about an argument with her boyfriend. The subject went home via taxi.

Carmel-by-the-Sea: Mission Street resident reported someone broke his fence. Officer arrived and was able to push the top

portion back the way it was.

Carmel-by-the-Sea: Female tripped and fell, causing a minor injury to her right elbow. She was treated at CPD and refused any other medical treatment.

Carmel-by-the-Sea: Observed a large brown dog unattended on the beach near some surfboards. While approaching the dog, owner approached from the surf. Owner was warned.

Carmel-by-the-Sea: At 1125 hours, observed a large black dog unattended on the side of San Carlos Street. Advised owner of the loose dog and the gate and front door left open.

Carmel-by-the-Sea: At 1140 hours, a Guadalupe Street resident who was hearing strange animal sounds under her house. The crawl space was checked and a cat could be seen. The cat would not come out and gave a low growl. No further action.

Carmel-by-the-Sea: Owner of an Ocean Avenue store reported the theft of a black cashmere sweater from a display.

Carmel-by-the-Sea: Assisted Monterey County Sheriff's Office with a domestic violence call which originated on Serra Avenue. The subjects were contacted at San Carlos and Eighth, where the male was subsequently arrested by MCSO.

Carmel-by-the-Sea: While conducting a bar check, contacted two female adults who were under 21 years old at a San Carlos Street bar. They were seated at the bar but not drinking. Both admitted they were under age and agreed to leave. Contacted the bartender on duty and asked if she had carded the females. She said no because one of the girls was her neighbor and she believed she was 21. Explained it was her responsibility to make sure everyone was over 21 if they came into the bar.

She stated she understood.

Carmel-by-the-Sea: An older female walked into the fire station for first aid for a two-inch laceration on her right elbow. Carmel P.D. responded because it was a fall on city property at the southeast corner of Ocean and Mission. Bandaged the wound and offered transport to CHOMP. She refused.

Carmel-by-the-Sea: Responded to a medical emergency at Eighth and San Carlos. A 38-year-old female was requesting assistance with a past-tense domestic violence incident. She stated she was not injured and refused medical care.

Carmel-by-the-Sea: Engine and battalion chief responded to a fire alarm at an inn at Lincoln and Seventh. Sentry Alarm had made contact with the inn and the alarm was false, activated by the heater in the room. Engine continued in to validate. Follow-up will be conducted to assess the system.

Carmel area: A 21-year-old male suspect was waiting for a ride at Mission Fields Road and Sycamore Place from a female, also age 21, at her work. She had a protective order against him, and he was ordered not to contact her and to stay 100 yards away. The suspect also gave false information to a peace officer.

Carmel area: A female victim, age 38, reported a 38-year-old male suspect assaulted her at a Serra Avenue residence and attempted to prevent her from calling 911. Case continues.

Carmel area: A male subject, age 50, called from Corrales, Ariz., to report an ex-girlfriend was in the Carmel Highlands area and was possibly considering suicide. She is driving a black Jeep with Arizona plates.

See **POLICE LOG** page 7B

The Pine Cone has moved

OUR CARMEL newsroom, which also accepts classifieds, subscription orders, and ad copy, is now in Suite 1 at Stonchouse Terrace, San Carlos south of Seventh. Our new production and sales office is at 734 Lighthouse Ave. in Pacific Grove. Our mailing address, P.O. Box G-1, Carmel CA 93921 and our main phone number, (831) 624 0162, are unchanged. Our website is www.carmelpinecone.com.

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PEBBLE BEACH

From page 1A

and most of the public this week, there was also plenty of evidence that the real battle over their development plan will come when it is presented to the California Coastal Commission later this year.

"We have a fundamental disagreement with the county with respect to environmentally sensitive habitat," said Charles Lester, deputy director of the coastal commission. The Coastal Act puts such habitat, known as ESHA, off limits to almost all development, and Lester said there's plenty of ESHA where the P.B. Co. plans buildings and fairways.

"Our view is that there's a very broad definition of ESHA, including areas where any rare and endangered plants are found," Lester said, "and that includes any plant identified as rare or endangered by the California Department of Fish and Game, the United States Fish and Wildlife Service, or the California Native Plant Society." His comment was a direct reference to the Monterey pine, which is not considered endangered by any government agency, but is a "species of special concern" by the private native plant society.

The Pebble Beach project, which involves clearing about 60 acres of Monterey pine forest for the new golf course, "does not avoid some of the habitat areas we would consider ESHA, and that's the fundamental policy question the com-

mission is going to be dealing with," Lester said.

According to county officials, ESHA designations in Del Monte Forest are limited to the areas specifically designated in the 1984 Del Monte Forest Local Coastal Program — which did not include the Monterey pine forest.

A similar issue arose at a Dec. 2003 coastal commission hearing on a Community Hospital expansion plan, which also included cutting some Monterey pines. In that case, the commission turned aside a staff effort to declare virtually all native pines ESHA, with then-chair Mike Reilly citing the fact that "previous LCPs have made a determination that [the hospital site] is not ESHA."

This week, the board of supervisors ignored a letter from the current coastal commission chair, Schwarzenegger appointee Meg Caldwell, asking them not to consider final permits for the P.B. Co. plan until the commission has a chance to consider the zoning changes in Measure A that make the plan possible. Supervisor Dave Potter said the letter had not been endorsed by the commission itself, and only reflected the views of the staff.

But Lester pointedly disagreed.

"That letter was from our chair, and I want to make sure people understand what the coastal commission's position is," he said, urging the planning commission not to dismiss his concerns out of hand.

But they did anyway, setting up a bigger battle for another day.

THE NEW YORK TIMES MAGAZINE CROSSWORD PUZZLE

CYBERCHUCKLES By JOE DIPIETRO / EDITED BY WILL SHORTZ

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28 "And how!"

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33 In an entangled state

34 Like some crosses

35 Luxury Toyota

38 Critic with big sideburns

39 Feudal estate

41 Get from ____ (progress slightly)

44 City served by McGhee Tyson Airport

45 Opposing force

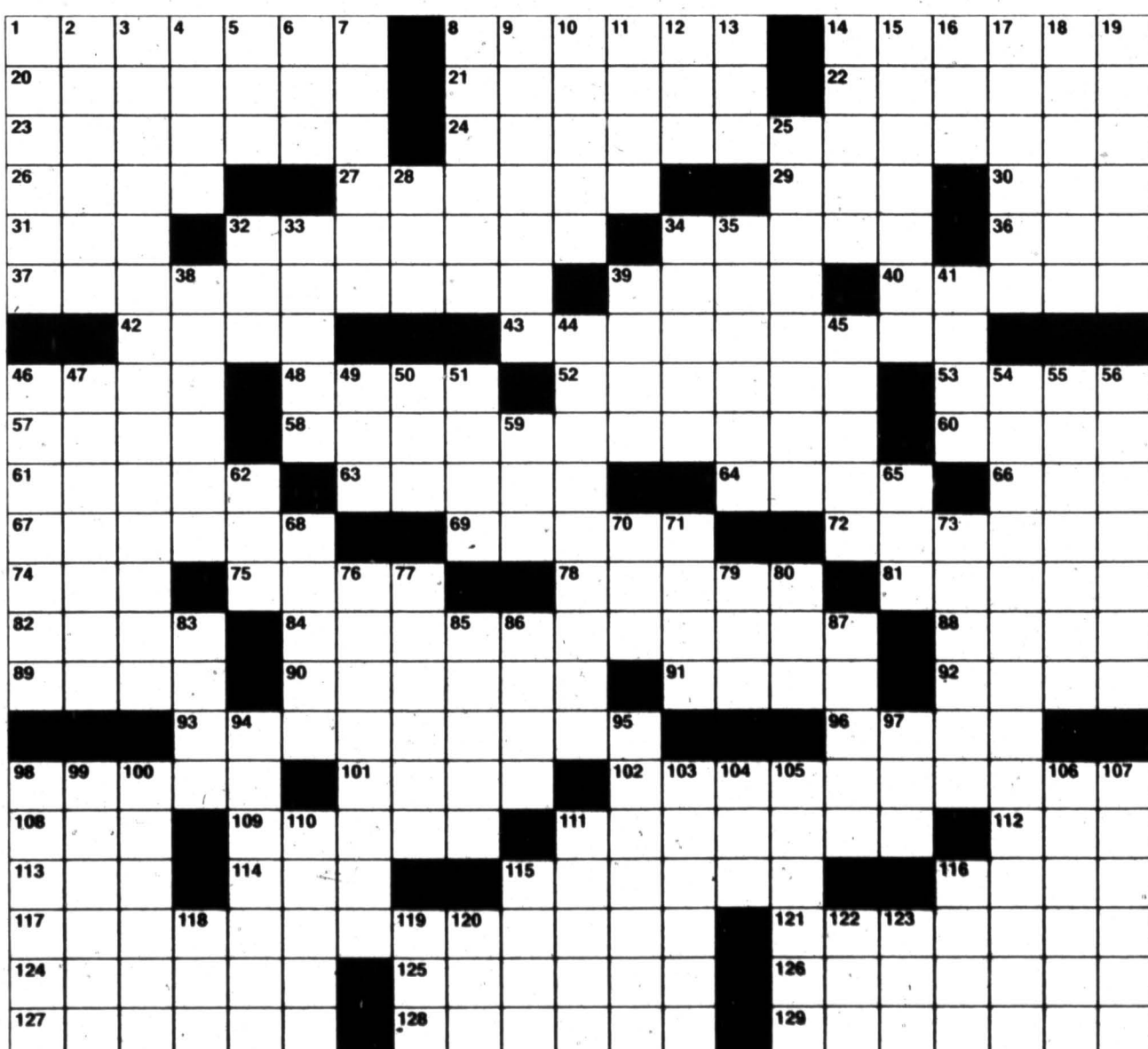
46 Forbear

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49 Smooth jazz feature

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Answer to puzzle on page 6A

Butterfly counter doesn't take monarch numbers too seriously

By CHRIS COUNTS

IF THERE is one thing Jessica Griffiths has learned about counting monarch butterflies, it's that a shortage one week can turn into an abundance the next.

"I only recorded about 1,500 this week at the Pacific Grove Butterfly Sanctuary," said Griffiths, coordinator of the Monterey Peninsula Wilderness Society's ornithology lab in Big Sur. But there will probably be 5,000 or 6,000 next week. The numbers fluctuate widely."

Griffiths will present a talk about monarchs on Saturday at 2 p.m. at the Pacific Grove Museum of Natural History.

While Griffiths said there is no reason to be alarmed about the local butterfly population, the numbers at the sanctuary are down from last year when she recorded more than 5,000 monarchs. (The P.G. sanctuary has been closed to the public since a visitor was killed by a falling tree on Nov. 27.)

While the number of butterflies at the sanctuary is down, their population has increased considerably at two other locations, one on the Monterey Peninsula and another in Big Sur.

Griffiths recorded about 5,400 butterflies at the Monterey Peninsula site, which she asked us not to identify due to the sensitivity of the habitat. The monarchs seem to favor two specific Monterey pine trees at this site, which isn't surprising — prior to the introduction of eucalyptus trees in the

1850s, the butterflies preferred the local pines.

In most other locations on the Central Coast, the butterflies favor non-native eucalyptus trees, which seem to offer an ideal habitat, explained Ro Vaccaro, president of Friends of the monarchs.

"The butterflies like to form clusters in the greenery 20-40 feet above the ground," said Vaccaro, a longtime Pacific Grove resident known as the Butterfly Lady. "Also, the ground cover of leaves, seed pods and fallen bark, combined with the canopy above, creates an insulating effect."

Another reason the butterflies often choose eucalyptus trees is because as a pine grows, it drops the lower branches and greenery the monarchs find so inviting.

"Eucalyptus trees have the right temperature; they offer filtered sunlight and they provide a buffer from the wind," said Vaccaro, who led a drive to help create the sanctuary. "The morning sun takes care of the water source — the butterflies can just lick the leaves."

Vaccaro said monarchs also like yellow and purple flowers. In an effort to make the sanctuary as desirable as possible for the butterflies, Vaccaro and others have gone door to door in the neighborhood surrounding the sanctuary, encouraging residents to plant the appropriately colored flowers.

The site in Big Sur, which is located on private property and inaccessible to the public, has turned up astounding

numbers, Griffiths said.

"We estimated there were about 36,000 butterflies," said Griffiths, who regularly monitors eight sites in Monterey County from October through March. "That's more than we've recorded anywhere in four years of monitoring."

Griffiths said other sites in Big Sur show a reduction in numbers, leading to speculation that the monarchs have migrated to the record-breaking site. Another interesting feature of the Big Sur site is the butterflies' fascination with a particular redwood tree.

For the most part, though, monarchs are found clustering in eucalyptus trees. From October through March, the sanctuary in Pacific Grove is typically filled with the fluttering of delicate orange and black wings. The insects continue to gather until the middle of February, when their remarkable mating dance begins. Perhaps the proximity of Valentine's Day is merely a coincidence. Regardless, the local human population traditionally turns out in droves to cheer them on.

Once the courtship is complete, the impregnated females will fly as far as 40 miles to reach milkweed patches in Watsonville and Hollister, where they will lay their eggs. Some males will accompany their mates on this journey, while others will go in search of another female.

For anyone interested in viewing butterflies, Vaccaro recommends a trip up the coast to the monarch Grove at Natural Bridges State Beach near Santa Cruz.

"They have docents there and a wonderful boardwalk that goes right underneath the trees," she said.

For directions or more information about the Santa Cruz grove, call (831) 423-4609.

Supes say subdivision won't need habitat plan

By CHRIS COUNTS

THE MONTEREY County Board of Supervisors faced a perplexing question Jan. 25: Which came first? The Santa Lucia Preserve or a dry Las Garzas Creek?

Citing a lack of compelling evidence supporting the views of steelhead advocates, the board voted 4-1 that developers of the subdivision above Carmel Valley shouldn't have to prepare a habitat conservation plan for steelhead in Las Garzas Creek before 29 lots can be finalized.

On Sept. 29, 2004, the Monterey County Planning Commission approved a permit for the Potrero subdivision at the Santa Lucia Preserve but added the habitat plan condition after the National Marine Fisheries Service expressed concern for the welfare of local steelhead, a federal threatened species. It argued mitigation measures in the environmental impact report were insufficient and even threatened county officials with prosecution if they allowed the project to go forward without adequate conservation measures.

But Rancho San Carlos Partners objected to the condition, which could have required them to obtain a "take" permit from the federal agency.

Fifth District Supervisor Dave Potter was the lone commissioner who voted to deny the appeal.

"I felt some shoring up of the environmental impact report needed to be done," said Potter, who agreed that a habitat conservation plan was unnecessary.

Potter's chief objection to the report was its use of stream levels from 1990 as a trigger for mitigation measures, which could require developers to put water back into the creek.

"1990 was the last year of a four-year drought," he explained. "If you wait until the water falls to the level it reached that year, the damage has already been done."

Attorneys for both sides argued over the development's effect on the local steelhead population.

"It's not the fault of my client that Las Garzas Creek dries up every year," said Rancho San Carlos attorney Brian Finegan. "Groundwater pumping has not had any detectable effect on the stream flow."

Amanda Wheeland, a lawyer representing NMFS, disagreed with Finegan.

"We believe there are significant impacts occurring" as a

result of development at the Santa Lucia Preserve, she said. "Steelhead are unable to continue their life cycle."

Wheeland said evidence supporting her view "was huge."

The two attorneys each produced experts to back up their arguments. Finegan, though, cautioned the supervisors from placing too much emphasis on their testimony.

"The California Environmental Quality Act does not require you to reconcile differences between experts," he said.

And he urged supervisors to avoid seeking a compromise. "Once you start down that path, you are sliding down a slippery path," he said.

Attorney Michael Stamp also weighed in on the issue, urging supervisors to deny the appeal.

"Brian Finegan talks about bad policy," Stamp said. "I would suggest bad policy is hitching the taxpayers of Monterey County to the Rancho San Carlos train and driving drunk."

In the end, though, most supervisors remained unconvinced of the negative effects development of just 29 houses would have on the steelhead population of a creek that is about three miles away. Perhaps the most compelling opinion came from the quotable Third District Supervisor Butch Lindley, who is neither a steelhead expert nor an attorney, but a wine grape grower.

"I had a chance to go out there to evaluate Rancho San Carlos for vineyard plantings," said Lindley, recalling several visits he made to the sprawling Carmel Valley property long before the development of the Santa Lucia Preserve. "I walked across Las Garzas Creek when it was bone dry."

Lindley said he observed the dry creek during two different years. While he supported the appeal, he lamented the board's position "between two mad dogs" and he predicted "we're going to get bit."

Potter acknowledged the contentiousness of the hearing.

"There is a lot of baggage on this project," he said. "It's like peeling a scab off an old wound. This is an ancient project that predates all of us on the board. The environmentalists don't like the project and the developers are upset with the environmentalists for giving them a hard time."

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First Golden Ball trophy goes home with P.G. High

PINE CONE STAFF REPORT

PACIFIC GROVE High School took home the soccer version of the Shoe on January 26 after winning the inaugural "Golden Ball" game, created by P.G. coach Ronny Haraldsvik and Carmel coach Keith Gaudoin to promote the sport of soccer on the Peninsula.

They're hoping some day *fútbol* will draw the same kinds of crowds that fire up the rivalry between P.G. and Carmel at

Pacific Grove High School's soccer team boosts the Golden Ball trophy, marking the beginning of the cross-town rivalry with Carmel High.



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Keep in mind that every real estate transaction involves a careful combination of both sellers' and buyers' needs—even though the sellers seem to have the upper hand in a market where homes are selling within a week or two of going up for sale. Indeed, you can potentially use that to your benefit, selling your home with a contingency that allows you to rent it back for a specific time period after the sale closes so that you can buy your next home and move into it. You can even sell it with the contingency that you have a few weeks to locate your next home.

Above all, you can work with the buyers of your home, doing all you can to time the handing over of keys to the house in a way that will work for them as well as for yourself. They are not adversaries; they are simply people with the good sense to want your home as their own. With good real estate professionals you can work toward your goals. Just call Maureen at 622-2565 and visit her website at www.maureenmason.com.

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the annual Shoe football game, which has been played for more than half a century. One hundred fifty fans showed up for the Golden Ball, as P.G. beat Carmel 1-0.

"It was an exciting and well-matched game with many scoring chances and as many excellent saves from the two goalies," said Haraldsvik. "The Breakers put on a strong offense in the first 30 minutes, led by juniors J.T. Salazar and Charles Amos. Thanks to some excellent goaltending by the Padres' goalie, Carmel held off the Breakers' six near-scoring chances."

Salazar scored for the Breakers with 10 minutes to go in the first half with a well-placed shot from 30 yards. In the second half, the Padres went on the offensive. The Breakers' defense held off the Padres with a lot of help from P.G. goalie Griffin Colangelo, who had 12 saves.

Carol Young

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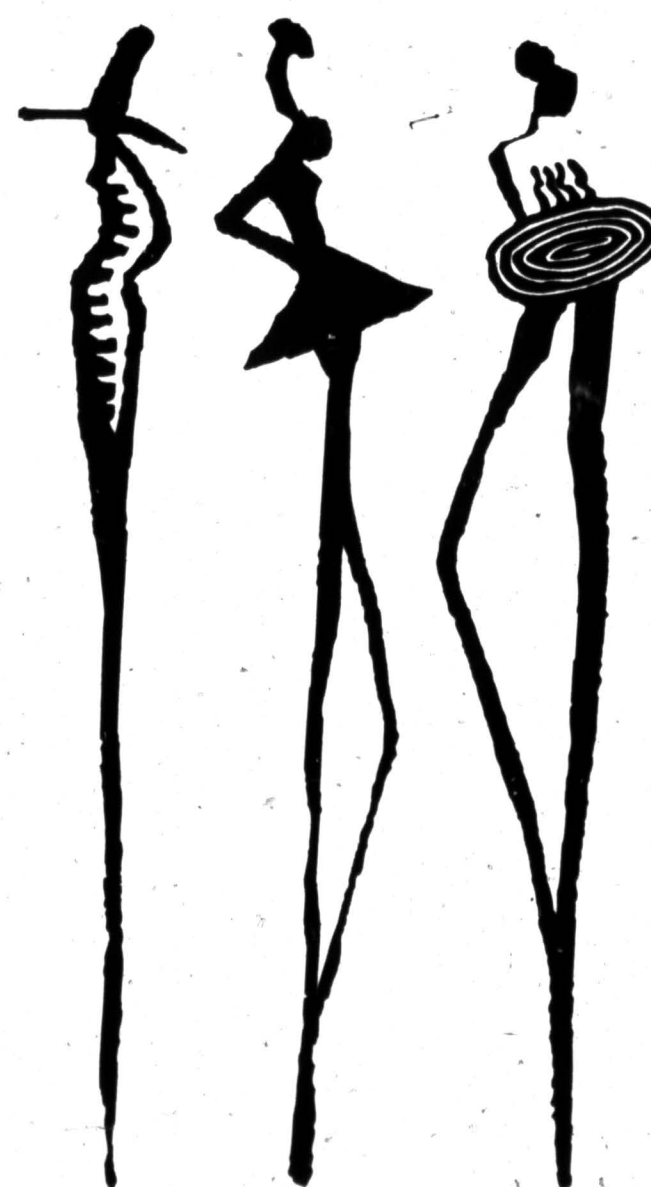
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Answer to This Week's Puzzle

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CARMEL CHAMBER OF COMMERCE • 624-2522 • February 2005

PRESIDENT'S MESSAGE

By Tom Williams, 2004 CCC President
"What's good for business is good for Carmel"

WRONG TAX AT THE WRONG TIME

As I sit at my computer writing this message to address the TOT tax issue that is on the table facing the businesses and residents of Carmel, I am reminded of the power of democracy.

Regardless of political preference I am watching the inauguration of a President. The awesome and overwhelming message today is peaceful transfer of power. Both political parties come together to respect the process and traditions of our country.

This is the message to Carmel. The issue of whether the TOT should be raised or not is not the issue. The issue is that the way this initiative came forth as it is written, it ties the hands of our elected officials. There is no cap and the spending would continue over and over and over again with no flexibility.

I don't know many businesses where the needs of the business are exactly the same over and over and over again each year. Our elected officials need to have the flexibility to address the needs of the city of Carmel. This initiative does not allow for this. It stands for the exact opposite.

The people of Carmel have already spoken when each of these officials took office. I urge you to respect the vote of the people and allow our Council to do its job. Vote no to raise the TOT in Carmel—respect the process. This is the wrong tax at the wrong time. It's a matter of principle.

Maria Murray
 Chairperson of the Board
 Carmel Chamber of Commerce

Maria Murray can be reached at (831) 622-9304 or mariamurray1@hotmail.com.
 Responses or questions are always encouraged.

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From Carmel Valley: a bus will leave from the Community Church of the Monterey Peninsula (located 1 mile east on Carmel Valley Road) at 8:00 & 10:00 a.m. A return bus will leave from Pebble Beach at 2:00 & 4:00 p.m. to return to the church. Thursday thru Saturday only.

Purchase your tickets today at the Carmel Visitor Center, San Carlos btwn 5th & 6th (upstairs next to the Hogs Breath) or call Beth at 624-2522.

THANKS FOR THE MIXER

Thanks to Sean Kimble at the wonderful Stephen Huneck Gallery for hosting our January mixer and to Beleza Skin Care, Caffe Cardinale Coffee Roasting Co, Highlands Inn, Park Hyatt Carmel, Travel Bag, Tutto Mondo and Wicks & Wax for the great door prizes.

CALENDAR OF EVENTS February 2005

- Feb 2-5 Annual Doctor's Conference, Carmel, 626-8636
- Feb 3-Mar 1 Cartoonist Bill Bates Shows, Center Gallery, Carmel Art Association, Carmel, 624-6176
- Feb 3 "Reel Friends" Movie Mixer, 6:00 p.m., Osio Cinemas, Monterey, 646-0910
- Feb 3 athenique agelessSkin "Ask the Expert" Educational Seminar, 6:00 p.m., Community Room, Crossroads Shopping Village, Carmel, 626-6200
- Feb 5 Ensemble Monterey, 8:00 p.m., Sunset Cultural Center, Carmel, 333-1283
- Feb 5 Carmel Art Association Opening Reception, 6:00 p.m. Carmel Art Association, Carmel, 624-6176
- Feb 5 Wine Futures Open House, 1:00-5:00 p.m., Galante Vineyards, 18181 Cachagua Rd, Carmel Valley, 800-425-2683
- Feb 5 "Behind the Scenes" featuring Screenwriter Graham Yost, 2:00 p.m., AMP-TV, 2200 Garden Road, Monterey, 646-0910
- Feb 6-27 Shark Days at the Monterey Bay Aquarium, Monterey, 648-4800
- Feb 7-13 AT&T Pro-AM Golf Tournament, Pebble Beach, 800-541-9091
- Feb 8 Ladysmith Black Mambazo and Vusi Mahlasela, 8:00 p.m., Sunset Cultural Center, Carmel, 620-2040
- Feb 10 Wine Seminar Series - "Rhône Style Wines, The Rhône Rangers, 6:30 - p.m., Ventana/Meador Tasting Room, 2999 Monterey-Salinas Highway, Monterey, 372-7415
- Feb 11 Chamber Music Monterey Bay, Paris Trio and Ysaye Quartet, 8:00 p.m., Sunset Cultural Center, Carmel, 625-2212
- Feb 12 Reiki Training, 12:00, myomplace, 600 West Carmel Valley Road, Carmel Valley, 251-0045
- Feb 12 Meet the Artist - Bill Bates, 1:00 pm, Carmel Art Association, Carmel, 624-6176
- Feb 16 Hubbard Street Dance Chicago, 8:00 p.m., Sunset Cultural Center, Carmel, 620-2040
- Feb 17-20 19th Annual Masters of Food & Wine, Park Hyatt Carmel, Highlands Inn, Carmel, 620-1234
- Feb 17 Carmel Chamber of Commerce Member Orientation, 8:00 a.m., Carmel Bistro, San Carlos btwn 5th & 6th, Carmel, 624-2522
- Feb 18 Mozart Society of California, Mari Kodama, piano, 8:00 p.m., Sunset Cultural Center, Carmel, 625-3637
- Feb 18-20 3rd Annual Passport Weekend/ Monterey Auction & Gala, 375-9400
- Feb 19 Love at the Monterey Bay Aquarium, 8:00pm, Monterey Bay Aquarium, Monterey, 648-4800
- Feb 20-21 Monterey Symphony Valentine's Concert, Sunset Cultural Center, Carmel, 624-8511
- Feb 27 Steinbeck's Birthday Celebration, National Steinbeck Center, Salinas, 796-3833
- Feb 27 15th Annual Film Commission Oscar Night Gala, 5:00 p.m., Inn at Spanish Bay, Pebble Beach, 646-0910

FEBRUARY MIXER

Get fit and healthy at our February mixer at Synchrofit - once you're in shape, you may even win our mega door prize of a two night stay at the Truckee Tahoe Inn with lift tickets for two for 1 day at North Star.

Wednesday, February 9
 5 p.m. - 7 p.m.
 Carmel Plaza, Third Floor
 Ocean & Junipero
 Members \$10, non-members \$15.

MEMBERSHIP MEETING

To learn more about the proposed TOT and the special election to be held on April 5, join us for a general membership meeting. The meeting is free and open to the public.

Tuesday, March 8, 2005

7:45 a.m. - coffee & pastries
 8:00-9:30 a.m. - program
 La Playa Hotel, Carmel Room
 Camino Real & 8

Please RSVP to Beth at 624-2522

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 Kids by the Sea, Querida King, 831-624-2221, *Sales*
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 Pink Wasabi, Lee Murphy, *Sales*
 Yoga Center of Carmel, Kathleen Karachale,
 831-624-4949, *Personal Services*

~ HELP WANTED ~

STILL LOOKING...

The Carmel Chamber of Commerce and Visitor Center needs "a few good volunteers" to help in the visitor center on San Carlos between 5th & 6th. Volunteers must love Carmel and be willing to commit one morning or afternoon a week to providing directions, recommendations and assistance to Carmel's thousands of visitors. If you are interested in this fun and interesting volunteer job, please contact Beth Culbertson, Visitor Center & Volunteer Coordinator at 624-2522 for a job description and volunteer application. Requirements for all volunteers are knowledge of Carmel, excellent customer service skills.

ADMINISTRATIVE ASSISTANT

Looking for a part time computer savvy admin assistant to work at the Carmel Chamber of Commerce Mondays-Fridays 1:00 to 5:00 p.m. Must know excel, word, publisher and outlook. Knowledge of Carmel helpful. Please pick up an application at the chamber office located on San Carlos between 5th & 6th (next to the Hogs Breath, upstairs).

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From submariner to hotel tax advocate

By MARY BROWNFIELD

LONG BEFORE he emerged as one of the key figures in the citizen-led drive to raise Carmel's hotel tax, Mike Biele was spending weeks at a time in a submarine, listening for America's Cold War enemies off the coasts of China and Russia.

"I monitored radar to get their frequencies and strengths and weaknesses," said Biele, who served on the USS Rock — a rebuilt World War II sub — for three-and-a-half years.

"We were the lead boat in the 7th Fleet because we could put our eyes out 150 miles farther than the aircraft carriers could, and we could transmit information back to them

if aircraft were coming — if there had been a war," he recalled. "We would therefore also have been hit first."

His singing voice netted him the job in surveillance. While at Navy boot camp in 1954, a chaplain came seeking singers for the choir and selected Biele.

"After that, I was evaluated and chosen for field sonar school because of my musical ability," he said. In order to work with the fine tones of sonar, he said, "you have to be pretty much tone perfect." On submarines, sonar operators also handle radar equipment when the sub surfaces.

At school, Biele discovered the merits of hitting the books.

"If I studied really hard, I could get what

I wanted," he said. His desire was to work on helicopters flown off carriers or in a sub, and he volunteered for the latter assignment and got it.

During his years aboard the USS Rock, which was small compared to today's much larger submarines — just 12 feet wide and 330 feet long — Biele reached the rank of 1st Class Petty Officer, a level he said one in 10,000 sailors obtained.

Deciding he would be the first in his Santa Cruz County family to attend college, Biele took his GI Bill money and studied broadcasting at Monterey Peninsula College, where he took over operations of the small radio station, and then attended San Francisco State University.

"Just as I was about to graduate, I had a terrible automobile accident on the Bay Bridge and was nearly killed," he said.

But he recovered, graduated and found a job as a nuclear electronics technician at the Lawrence Livermore National Laboratory.

Teacher, caregiver, traveler, tax advocate

After less than two years, he left and went back to school, this time at San Jose State, to become a teacher. He was hired to work at the newly opened Lynbrook High School in the Fremont Union High School District, where he taught English, geography, psychology, radio and television classes. He also developed a regional occupation program that did well enough to pay for itself.

That success prompted him to become an ROP administrator and counselor, and eventually he headed Santa Clara County's program.

"They had trust in me that I could operate it well," he said. "I brought it from \$1 million in the red to zero in the black."



PHOTO/MARY BROWNFIELD
Mike Biele

But when his elderly parents needed full-time care, he moved back into his family's Rio del Mar home and was determined to keep them out of hospitals or convalescent homes. They died within weeks of each other in 1988.

He returned to teaching briefly at Pajaro Unified School District before deciding to travel extensively with a girlfriend for the next 14 years.

"We decided to do that before we got too old," he said, adding that they funded their adventures by overseeing estate sales.

His wanderlust satisfied, Biele tapped into his caregiving skills and moved to Monterey in 2002 to live with and take care of a terminally ill retired judge. At 70, his charge had contracted Lou Gehrig's Disease — ALS — and died four months later.

"That was a real eye opener for me," he said.

He soon learned of then-Carmel city councilwoman Barbara Livingston's need for a caregiver for her mother, Marjorie Timmins. They met and immediately hit it off, he said.

"We just got along very well, and I've been here ever since," said Biele, who will soon be 69. Timmins will turn 99 on Jan. 29.

Biele was hankering to become involved in politics when the city's budget cuts and talks of new revenues motivated him to put forth the effort to get a transient occupancy tax increase on the ballot. Jim Brun, Ann Fairbank and he began gathering signatures last fall, and due to their success, the city council called for a special election to be held April 5.

"I'm excited about it," he said. "I have had people at the post office say we're going to get this through, because it's needed."

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Carmel Valley

Incorporation backers must pay for costly study

By CHRIS COUNTS

THE MONTEREY County Local Agency Formation Commission voted 5-2 Monday to require that proponents of Carmel Valley's incorporation pay for an initial environmental study that could cost as much as \$25,000.

Commissioners Lou Calcagno, Anna Caballero, Tom Perkins, Jerry Smith and Jim Costello supported requiring the study, while commissioners Anne McGowan and Vince Dimaggio said it wasn't necessary.

Proponents argued for an exemption from the study, claiming the creation of a Town of Carmel Valley would have no environmental impact.

The vote was not unexpected — LAFCO executive officer Kate McKenna urged commissioners to require the study. But a contentious and lively debate prior to the vote, particularly over the legal implications of any LAFCO decision, was an indicator of just how high the stakes are in the incorporation drive.

"We're right in the middle of a big controversy," said commissioner Tom Perkins. "I think we're going to have attorneys speaking to us throughout this project."

Described by proponent Glenn Robinson as "Monterey County's leading authority on the California Environmental Quality Act," Michael Stamp made an appearance on behalf of incorporation proponents. Stamp has often represented local environmental groups in lawsuits demanding more and better EIRs for various projects, but at this week's LAFCO hearing he insisted an incorporation environmental study was unnecessary. But McKenna told the commissioners an exemption from the study "greatly exposes us to legal challenges."

Stamp said the opposite is true. "The barrier to a legal challenge is higher with a categorical exemption," he maintained.

Robinson, in a letter to McKenna dated Jan. 7, wrote that "LAFCO should do what is right and proper" regardless of "the possibility of (a legal) challenge."

Proponents balked at the idea of a study when they learned it could cost as much as \$25,000. McKenna said she will now begin a search for a more affordable consultant.

"I'm getting set to start the bidding process next week," she said. "We will allow about three weeks for responses and in a month we should have bids to consider."

An initial study could determine incorporation has little

or no environmental impact, or it could trigger a full-fledged environmental impact report, which could cost proponents hundreds of thousands of dollars and significantly delay the drive to incorporate.

If incorporation is determined to have no environmental impact, if the proposed town is determined to be financially feasible, and if a service plan for the town's infrastructure is approved, Carmel Valley residents could have an opportunity to vote on incorporation by late 2005 or early 2006, McKenna said.

With the issue of an initial study now resolved, the next step in the incorporation process is to determine the amount of money the new town would pay Monterey County to offset lost revenues. While the town is projected to have a surplus of \$2.2 million by its second year of operation, the county is expected to lose \$2.5 million that year as a result of the incorporation.

Revenue neutrality negotiations between proponents and the county are scheduled to begin in mid-February and will play a critical role in determining whether the town will be economically feasible. If the county insists on receiving the full \$2.5 million "alimony payment" each year, the town would have a \$300,000 budget deficit in its second year.

How long the new town would be required to make payments to the county will be determined in the negotiations. The Carmel Valley Forum reported on its web site "the payments are for a specified period of time, typically about five to 10 years for a community the size of Carmel Valley."

A survey of recent incorporations in California indicates cities often are required to make such payments over a greater time span. For instance, the City of Los Angeles studied recent incorporations in 2001.

"In other incorporations, the revenue neutrality payments have varied, but generally fall between 10 to 25 years," said city administrative officer William Fujioka. "This time frame

gives the county sufficient time to adjust to the loss of a few percent of its revenue without negatively impacting the remaining people in the county."

An interesting case regarding revenue neutrality involved Citrus Heights, a city located about 15 miles northeast of Sacramento. When Citrus Heights incorporated in 1997, proponents negotiated an annual payment to Sacramento County of \$5.6 million for 25 years. The new city then refused to make its initial payment, leading to legal action and more negotiations. The two sides eventually agreed to a \$4.5 million repayment for back services, \$2.2 million for 25 years and a promise to share future redevelopment proceeds.

Volunteer shuttle hosts needed

THE CARMEL Chamber of Commerce is seeking volunteers who enjoy sharing Carmel color to ride its shuttles during the AT&T Pebble Beach National Pro-Am. Candidates need not be members of the chamber or business owners in town, but they should enjoy sharing anecdotes and facts about Carmel's past and present. The shuttle buses will run between Carmel, Carmel Valley and Pebble Beach from 6:30 a.m. to 5:30 p.m. Thursday, Feb. 10, through Sunday, Feb. 13. Passes run \$5 per day in advance and \$7 per day if purchased after Feb. 9, and are available at the chamber office on San Carlos between Fifth and Sixth avenues, Carmel inns and at the Carmel Plaza shuttle stop. For more information, call (831) 624-2522.

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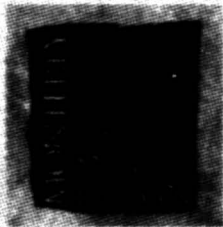
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PUMPKIN
McGILLEN,
3, is an Old

English Sheep Dog
with a puppy cut.
She's the little sister
(really a niece) of 11-
year-old Trouble
McGillen, also an
OESD, who was off
having her hair done
while Pumpkin was
out for a stroll at
Carmel Beach and
being discovered for
this column.

Trouble will prob-
ably never forgive
Pumpkin for hogging
the glory, but after
all, Trouble has the
honor of sleeping on
Mom Cindy and Dad
Jim's bed, while
Pumpkin is relegated
to an easy chair in
their bedroom. She is
waiting in line for the
coveted position.

Pumpkin and
Trouble have recently
moved from Pebble
Beach to Carmel-by-the-Sea, and they're
ecstatic about it. Now they can watch
passersby on Casanova from behind their
garden gate. In PB, their roomy play space
didn't front on a road or a walkway, and so
they had only themselves to look at. At the
moment, Pumpkin and Trouble are over-
joyed with house guests: Their grandparents
are visiting from Rockland, Illinois. Now
they have Gladys and Rex Lindsay to
watch, too.

Pumpkin, being a youngster, takes
lessons in comportment. Her teacher is cur-



STORY & PHOTO BY MARGOT PETIT NICHOLS

rently instructing Pumpkin on the nicety of
NOT greeting every dog she sees while
she's out for a ride in the car. As a test, she
recently was driven down Scenic Road, usu-
ally swarming with dogs, but to no avail.
For the first time in history, there was not a
dog to be seen on the entire length of
Scenic. It was the day before the big storm
hit, and everyone stayed home so as not to
be swept out to sea. Needless to say,
Pumpkin didn't bark, and so passed the test
by default.

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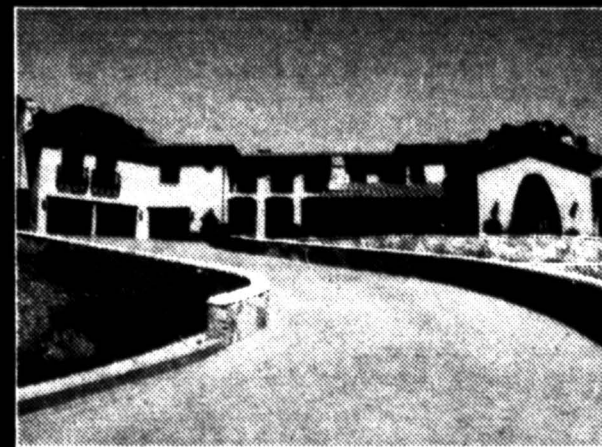
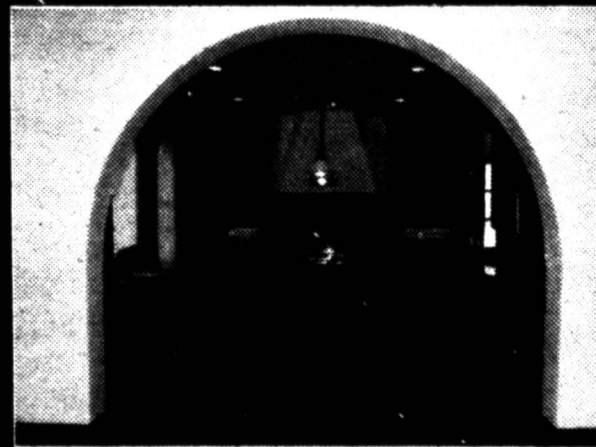
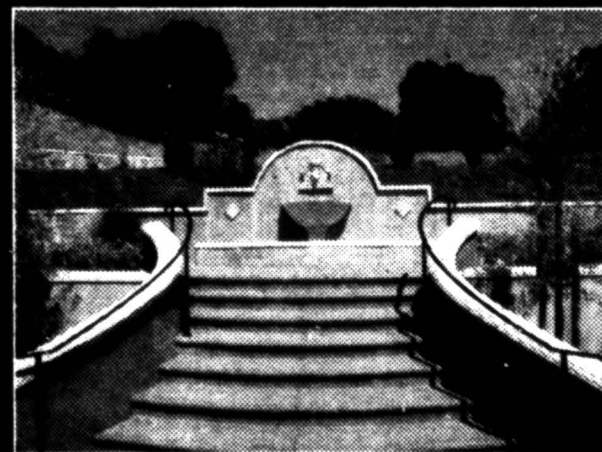
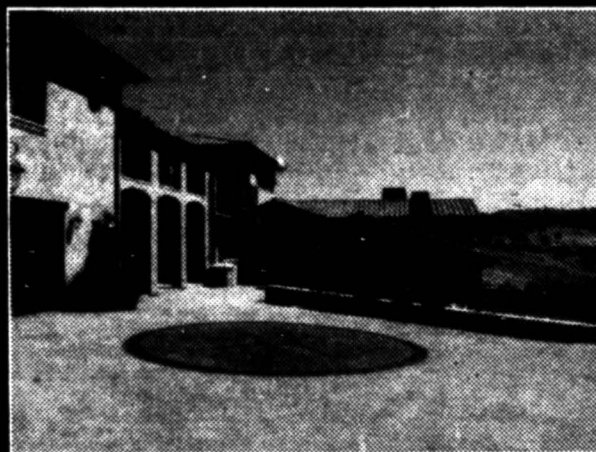


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STORMWATER

From page 1A

Congress in 1992. Not all of the sanctuary is off-limits to storm runoff, but Point Lobos, Carmel Bay and the Pacific Grove tidepools are, according to state documents. And that means runoff from rain can no longer just run downhill, according to Briggs.

"Stormwater discharge occurs whenever there is enough rain for city streets to have runoff that flows to the ocean," his report said.

Bureaucrats offer draconian 'exception'

Recognizing the impossibility of building an entirely new storm drain system right away, the cease and desist order offers the cities an opportunity to file for an exception to the discharge prohibition by March 1.

Otherwise, they would have to "cease all dry-weather waste discharges" by Jan. 1, 2007, and "cease all wet-weather waste discharges" by Jan. 1, 2008. If the state has not granted an exception by that same date, the cities must stop all runoff from heading to the sea by Jan. 1, 2010.

To qualify for the exception, Carmel must meet numerous expensive, time-consuming conditions, including:

- conducting environmental review under California law;
- ceasing most non-stormwater discharges;
- revising its stormwater management plan to contain measures to curb that runoff;
- submitting a monitoring and reporting plan to the regional board;
- sampling runoff for comparison against water quality tables to identify possible pollutants and their sources;

Forest friends offer free trees

HUNDREDS OF baby pines and dozens of infant oaks will find homes Feb. 5, when Friends of Carmel Forest hosts a tree giveaway at Vista Lobos from 10 a.m. to noon.

Members of Monterey's forestry department helped collect the seeds which were sprouted in the Pebble Beach Company nursery. The oaks were raised by group members and students at Carmel River School.

Last year Friends of Carmel Forest gave away 400 trees.

The pines and oaks are all native, and the pines are pitch-canker resistant, according to Clayton Anderson of Friends of Carmel Forest. Instructions on planting and caring for the foot-tall seedlings will be supplied at the giveaway.

For more information on the free trees, which will be offered for pickup in the city's parking lot on Torres Street between Third and Fourth avenues the morning of Feb. 5, call Friends of Carmel Forest at (831) 624-3208.

■ surveying various marine life (or providing background data in lieu of those surveys);

■ studying sand crabs and mussels "to determine the concentrations of metals near field and far field (up and down coast, and offshore)", and

■ developing and submitting for public review and board approval a "design standards plan that describes measures to reduce pollutant discharges to the maximum extent practicable" from development projects.

The order stipulates a timeline by which those conditions must be met.

"Through the application of the requirements of this cease and desist order, the quality of the discharge will be controlled and potential impacts will be minimized," while an exception is pursued or plans are developed to stop the discharges, according to the CRWQCB report.

Guillen sent copies of the report to city engineer Clayton Neill and said Carmel is working with the other agencies to respond. Representatives of all four are likely to testify at the Feb. 11 hearing in Salinas.

Guillen also said the water quality control board reviewed the city's Local Coastal Program before it was certified by the California Coastal Commission in October and required changes to it regarding retention basins on new construction sites. He wondered why the issue was not raised then.

Whatever the outcome of the Feb. 11 hearing, it's sure to cost the city plenty, he said.

Had voters approved the stormwater utility fee in 2003, "we'd be in a better position" to pay for the latest government mandate, he said.

"The criticism by the opponents to the stormwater utility was that the city was doing a lot of 'What ifs?' in terms of implementing the program," he said. "We knew this day was going to come. We could see on the horizon that the water quality control board would be placing these types of restrictions on us, and we wanted to be prepared to finance them. Now they will start imposing them on us, and we don't have the revenues to finance them."

The city did not respond individually to the draft order during the public comment period, but Guillen provided a copy of a City of Monterey letter drafted by city engineer Tom Reeves.

"The application of cease and desist orders has at best been inconsistent and at worst is arbitrary," Reeves wrote in a Jan. 20 letter to Briggs. He said many agencies were not named even though their runoff ends up in the bay. He also objected to conditions in the order that appeared to be redundant and would result in "spending untold sums of money."

The board will meet Feb. 10 and 11 in the Richard W. Nutter Agricultural Conference Center, 1432 Abbott St. in Salinas. It is scheduled to hear the cease-and-desist orders on Friday, Feb. 11, toward the end of its agenda. The board is also set to discuss the Monterey Regional Storm Water Management Plan — the joint effort of Peninsula cities, Pebble Beach Co., Monterey County and the Monterey Regional Water Pollution Control Agency to meet federal Clean Water Act mandates.

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PUBLIC NOTICE

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that the Planning Commission of the City of Carmel-by-the-Sea will conduct a public hearing in the City Hall Council Chambers, located on the east side of Monte Verde between Ocean and Seventh Avenues, on Wednesday, February 9, 2005. The public hearings will be opened at 4:30 p.m. or as soon thereafter as possible. Following a staff report on the project, the applicant and all interested members of the public will be allowed to speak or offer written testimony. Decisions to approve or deny the project may be appealed to the City Council by filing a written notice of appeal with the office of the City Clerk within ten (10) working days following the date of action by the Planning Commission and paying a \$265.00 appeal fee as established by the City Council. For those projects listed as appealable to the California Coastal Commission, appeals may be filed directly with the Coastal Commission for no fee, by filing a written notice of appeal with the Coastal Commission's Central Coast office in Santa Cruz. Such appeals must be filed within ten working days of the Coastal Commission's receipt of the City's Final Local Action Notice.

If you challenge the nature of the proposed action in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Planning Commission or the City Council at, or prior to, the public hearing.

1. DS 04-183
James & Pamela Sheppard
N/E Corner Junipero & 3rd
Block 26, Lot(s) 22, 24 & 26

Consideration of a Design Study application (Track 1 Referral) for revisions to an approved plan in the Single Family Residential (R-1) District including construction of a paved pathway in City right-of-way.

2. ZC 04-2
Dennis Levett
S/S Ocean bet Torres & Junipero
Block 79, Lot 1, 2, 3, & 4

Consideration of a Concept Design for site layout, parking, building footprint and massing for a Specific Plan site located in the Single Family Residential (R-1) District.

3. DS 04-182, VA 05-1
Susan Black
W/s Dolores bet 11th & 12th
Block 132, Lot 1 & 3

Consideration of a Variance and Design Study (Concept) application for an eave encroachment into the side yard setback and the substantial alteration of an existing residence.

*Project is appealable to the California Coastal Commission.
(All projects within City limits are located in the Coastal Zone).

Date of Publication: 28 January 2005 PLANNING COMMISSION
City of Carmel-by-the-Sea
Rhonda Ragghianti

Publication dates: Jan. 28, 2005. (PC131)

FEB.
2005

HEALTHY
Happenings

Mark your calendar for these free or low-cost events.

The Facts About Diabetes — A Quarterly Seminar

Saturday, February 26, 8:30 a.m.—4 p.m. • Conference rooms
\$120 includes box lunch Preregistration required • 649-7220
No walk-in registrations will be taken.

A full day of diabetes facts for people with diabetes, their family and friends, or anyone interested in diabetes prevention. Seminars will include essential aspects of diabetes management and prevention of long-term complications.

Childbirth Preparation

Early-Bird

\$20 (Free with enrollment in Expectant Parents Preparation)

This course provides information on fetal growth and development, nutrition, the discomforts of pregnancy, physical and emotional changes, exercises, and relaxation techniques.

Expectant Parents Preparation

\$55 (Seven evenings or two Saturdays)

This course is designed for mothers and their support partners who have never attended childbirth classes. Information about labor, delivery, cesarean birth, postpartum recovery, infant care, and breathing and relaxation techniques to assist during the labor and delivery process. **Register early in your pregnancy.** Early-bird class and Family Birth Center Orientation (tour) are included.

Registration required for both classes.
Call 625-4704.

Boning Up on Osteoporosis

Saturday, February 12, 9 a.m.—noon

Conference room C • \$10 • Bring a friend or family member free
Preregistration required • 625-4835

Community Hospital's osteoporosis team will provide current information about treatment and prevention of osteoporosis. Participants will learn exercises, body mechanics, and lifestyle and dietary modifications to prevent or reduce their risk for osteoporosis and fractures.

Be Sober
International Marathon

Training Clinics 2005

■ DEVELOPING SPEED

Tuesday, February 1, 7 p.m.

■ MEDICAL ASPECTS OF RUNNING

Tuesday, February 15, 7 p.m.

Community Hospital conference rooms
For information, call 625-6226



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All classes and support groups listed are held at Community Hospital unless otherwise noted. The Hartnell Professional Center, identified as HPC, is located at 576 Hartnell Street across from the main post office in downtown Monterey.

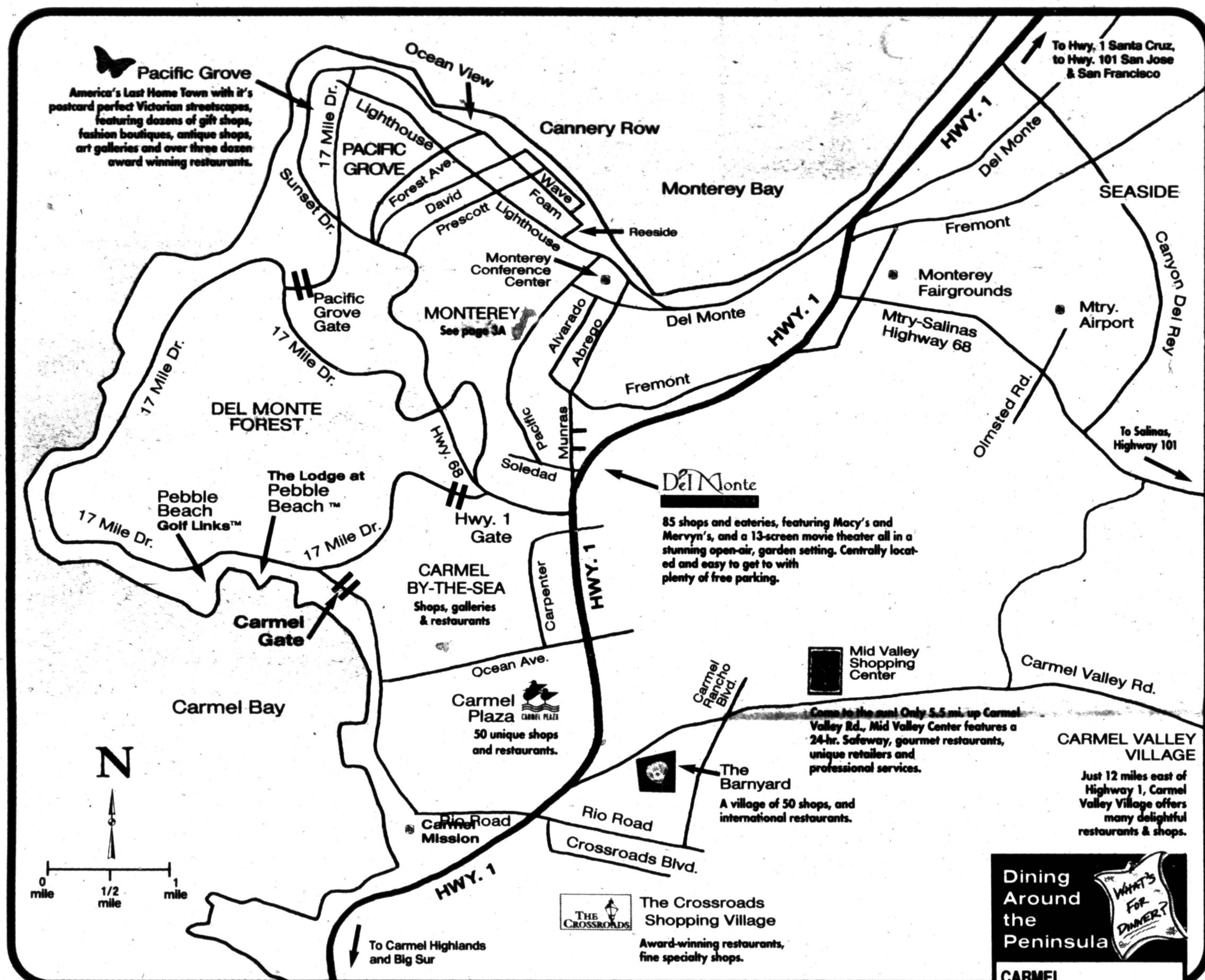
Classes will be canceled 48 hours before course date if less than five people have registered. For information, call 625-4708.

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Pianist with talent rare

WHAT: The Carmel Music Society presents noted pianist Frederic Chiu

WHEN: 8 p.m. Sunday, Jan. 30

WHERE: Sunset Theater, San Carlos at Ninth, Carmel-by-the-Sea

COST: \$32 and \$39

INFO/RESERVATIONS: Call (831) 625-9938 or visit www.carmelmusic.org



Luminous abstracts



WHAT: Original paintings by Tim Rice

WHEN: 11 a.m. to 4 p.m. Monday through Friday until Feb. 18

WHERE: Carl Cherry Center for the Arts, Fourth and Guadalupe, Carmel-by-the-Sea

COST: Free

INFO: (831) 624-7491

Dining Around the Peninsula

CARMEL
Chianti at The Crossroads21A
da Giovanni7A
Em Le's17A
Flaherty's10A
The Cottage7A

MOUTH OF THE VALLEY AND CARMEL VALLEY
Adrian's Gourmet Kitchen .3A
Rio Grill23A
Village Fish House18A

PACIFIC GROVE
Fandango17A

MONTEREY
Monterey Fish House18A
The Whaler8A

'Jaw dropping'
guitar
virtuoso



CARMEL-BY-THE-SEA

SUNSET CENTER
presents

**COMING
EVENTS**

January & February
See page 13A

CARMEL-BY-THE-SEA

PHOTOGRAPHY WEST GALLERY

presents an exhibit of

**ANSEL ADAMS
PHOTOGRAPHS**

Jan. 28- Feb. 14
See page 17A

CARMEL-BY-THE-SEA

COLLECTORS GALLERY & LE VERNISSAGE

presents

**ARTHUR
ONE MAN SHOW**

January 29
See page 3A

CARMEL

THUNDERBIRD BOOKSHOP

**MEET THE
AUTHOR**

JAMES DALESSANDRO

January 29
See page 17A

SALINAS & CARMEL-BY-THE-SEA

ENSEMBLE MONTEREY

presents

**Variations for Flute
& String Quartet**

February 4 & 5
See page 16A

CARMEL-VALLEY

GALANTE VINEYARDS

presents

**WINE FUTURES
OPEN HOUSE**

February 5
See page 19A

MONTEREY COUNTY

MONTEREY VINTNERS & GROWERS

presents

**PASSPORT
WEEKEND**

February 18-20
See page 13A

CARMEL-BY-THE-SEA

UPWEST ARTS

presents

**GUITAR VIRTUOSO
LEO KOTTKE**

March 26
See page 16A

WHAT: Rancho Productions

presents gypsy-jazz guitar

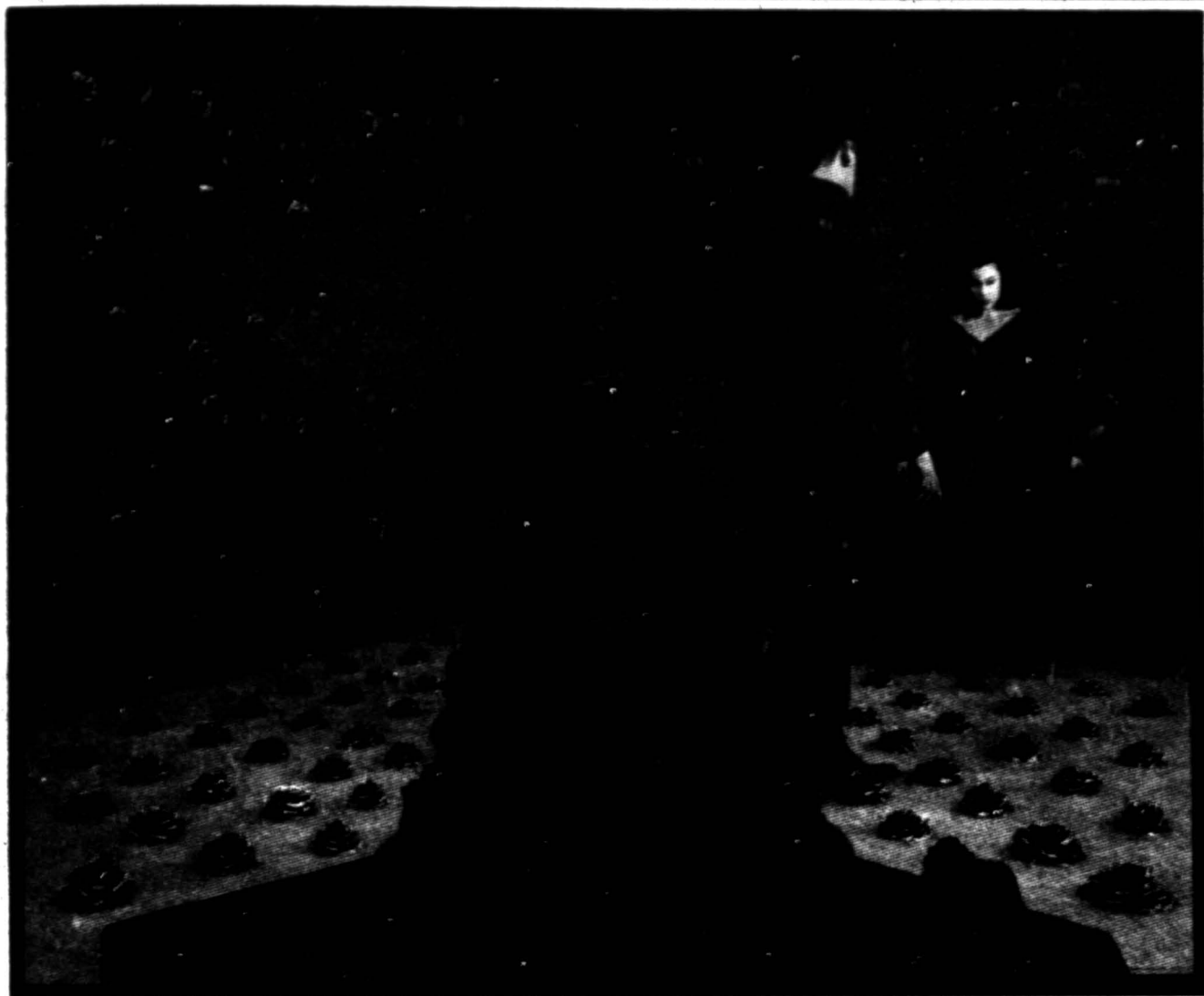
with the John Jorgenson

Quintet

WHEN: 8 p.m. Friday, Jan. 28

WHERE: Hidden Valley Theatre, Carmel Valley

INFO/RESERVATIONS: (831) 625-1229



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"The Wedding," a 1994 image by Sandy Skoglund, is part of the "Aperture at 50" exhibition.

Photography show honors 'Aperture at 50'

IMAGES BY masters of 20th century photography are gathered in a traveling exhibition now hanging at the Monterey Museum of Art, 559 Pacific St., Monterey.

The exhibit's title is "Photography Pastforward: Aperture at 50." It celebrates the journal of fine photography, "Aperture," founded in 1952 by Ansel Adams, Minor White, Beaumont and Nancy Newhall and others.

This diverse collection encompasses a wide range of styles and vision, and images both provocative and sometimes disturbing. Among the artists represented are Alfred Stieglitz, Diane Arbus, Annie Leibovitz, Paul Strand and Mary Ellen Mark.

"Photography Pastforward: Aperture at

50" can be viewed at the museum through April 24. A 240-page hardcover catalogue is available for purchase.

Kim Edmundson Quintet plays Jazz and Blues Company

CARMEL YOUTH Center music director Kim Edmundson will be joined by Med Flory, Lanny Morgan, Tom Ranier and Paul Morgan in the guise of the Kim Edmundson Quintet this Saturday, Jan. 29. The group can be heard at 7:30 p.m. at the Jazz and Blues Company, San Carlos near Fifth, Carmel-by-the-Sea. Tickets, \$40, may be obtained by calling (831) 624-6431. Some may be also available at the door.

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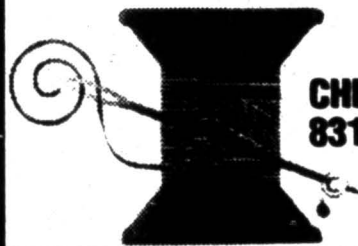
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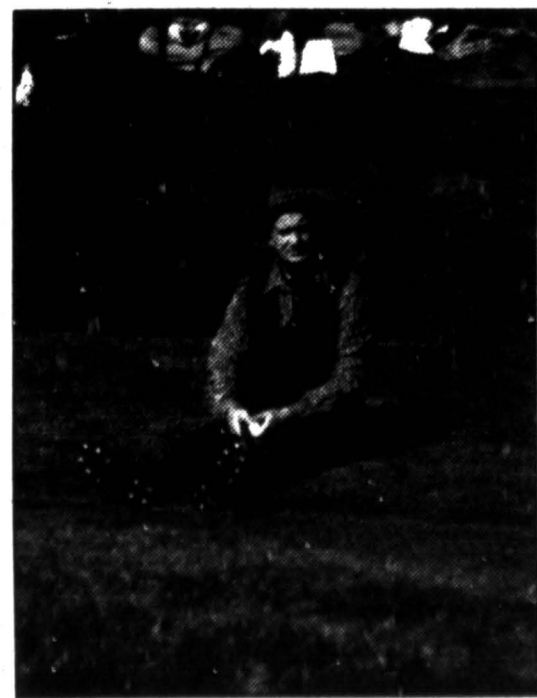
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DRAMATIC NOVEL RECOUNTS 1906 SAN FRANCISCO EARTHQUAKE

JAMES DALESSANDRO, author of a fictionalized account of the San Francisco earthquake, fire and aftermath in his novel "1906," will show a 19-minute documentary at 3 p.m. Saturday, Jan. 29, at The Thunderbird Bookshop. A book signing will follow.

Dalessandro's novel — which will be made into a motion picture by Warner Bros. — is an exposé of sorts: The official 1906 death toll was recorded the following year as 478 people, but in 20 years of research, San Francisco librarian **Gladys Hansen** found the true number of fatalities to be approximately 3,400. It is thought the city under-recorded the death count in order not to discourage new residents and developers from coming to the devastated San Francisco.

Hansen and Dalessandro contacted San Francisco Supervisor Michela Alioto-Pier with this revelation; as a result, she wrote a resolution to correct the city records. Their hope is that the record will be set straight by April 18, 2006, the quake's centennial.

The novel, extremely well written, carries the reader through a day-by-day account of the city's near destruction, describing eyewitness accounts of the happenings in many

quarters of the city so graphically one sees it as if the motion picture had already been made.

Dalessandro, a San Francisco-based screenwriter, mystery novelist and a true crime writer, knows how to hold the reader's attention. This is one book you won't want to put down.

Dalessandro is no stranger to this area. Although he and his wife reside in San Rafael, he once lived for many years in Santa Cruz where he founded the Santa Cruz Poetry Circle.

The 361-page hardcover, published by Chronicle Books LLC, San Francisco, retails for \$24.95 and is available at all local bookstores. The Thunderbird Bookshop, where the documentary will be shown, is located in The Barnyard Shopping Village, Carmel. For information, call (831) 624-1803.

■■■

CHRISTOPHER CAEN, 39-year-old son of the late San Francisco Chronicle columnist **Herb Caen**, drew a large audience at last Sunday's fundraiser at Carpenter Hall, Sunset Center. The talk was sponsored by the Carmel Public Library Foundation in its Arts and Literary Series to celebrate Harrison Memorial Library's centennial year.

Christopher was hired as a weekly columnist by the San Francisco Examiner, now a tabloid published five times a week and circulated only in San Francisco and San Mateo, and the San Francisco Independent, a neighborhood weekly tabloid. It is Christopher's first venture into column writing.

His father began his writing career with the San Francisco Chronicle at the age of 22, and stayed on for decades before a brief apostasy took him to the Examiner. Coming to his senses, he regrouped with the Chronicle. Christopher related that, in a publicity ploy worthy of the Chronicle's adversarial stance with the Examiner, a huge, long moving van was dispatched by the Chron to the Hearst Building at Third and Market, one of S.F.'s busiest intersections. They parked it at

this hub of activity at rush hour, and leisurely on-loaded Herb's three pieces of newsroom furniture, then proceeded very s-l-o-w-l-y to drive the van back down Market Street to the Chron, allowing pedestrians and motorists to take in the huge banner on the side of the van: "Herb's moving back to the Chronicle!"

This happened in the lighthearted days of The City, when pranks and barbs were hurled with good humor among the various dailies, when newspaper people ate elegantly at El Prado on Union Square, and when we all got our Herb Caen "fix" every morning. Perhaps Christopher will fill that lamentable void.

■■■

"TWO TALES of Courage," novellas by **Anna Marie Roderman**, appear in this slender, 108-page softcover for children and young adults: "Papashko's Hidden Heart Song" and "From Lorkin's Friend."

The first story is fantasy-based, full of imagination, trials and tribulations, much as old-fashioned children's tales pulled no punches where hate and even death occurred. Yet love and kindness win out over all in this story set in a long-ago land of Kizáritza where gypsies were shunned by the imperious populace, but in the end, the nation is brought together in harmony by twin sisters.

The second story is a time travel tale of two 9-year-old boys — one a handicapped child living in the California Gold Rush era of the 1850s, the other a royal boy of ancient Egypt in the time of King Tut. The boys are brought together by the Time Weaver and endure great physical trials which also test their friendship.

The two morality tales are written with great sensitivity and skill by Roderman. Unfortunately, the cover doesn't do justice to Roderman's fine writing. The book is available at The Thunderbird Bookshop, The Barnyard, Carmel. It retails for \$7.95.

The Bookshelf

By MARGOT PETIT NICHOLS



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MUCH-HONORED fiddler Natalie MacMaster brings her five-piece ensemble to Sunset Theater as part of the Performance Carmel series on Saturday, Jan. 29. Born in Canada, MacMaster has won that nation's equivalent of the Grammy Awards and was introduced to U.S. audiences with her 1998 album, "My Roots are Showing."

Tickets to the 8 p.m. concert are \$25, \$30 and \$45. Sunset Theater is on San Carlos at Ninth in Carmel-by-the-Sea.

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THE CARMEL HIGH JUNIOR VARSITY CHEERLEADERS are hosting a two day cheer-leading clinic for girls and boys aged 7-12, 9 a.m. to 3 p.m. Feb. 5 and 6, in the Carmel High gymnasium. The participants will also cheer on Feb. 12 at the CHS girls' basketball game. Activities include gymnastics, dancing, stunting and cheering. Cost: \$100 - Discount for more than one in family. Lunches and snacks included. Contact: Pamela Hamilton, team parent (831) 626-1800 or 236-6992.

AUTHENTIC FOOD OF AFGHANISTAN. 6 to 9 p.m. Sunday, Jan. 30. **Where:** Plaza Linda in Carmel Valley Village. (831) 659-4229. Reservations required. **Cost:** \$49/per person. All you can eat plus belly dancers!

ENSEMBLE MONTEREY PRESENTS: Aptly called the "Monterey Peninsula's musical treasure," will present two regional premieres on the third concert of its current season: Amy Beach's *Theme and Variations for Flute and String Quartet*, featuring flutist Lars Johannesson, and Gustav Mahler's epic *Fourth Symphony* in its chamber version, featuring local favorite soprano and San Jose Opera Star Aimée Puentes in the demanding solo role. Performances are 8 p.m. Friday, Feb. 4, at St. Paul's Church in Salinas, and 8 p.m. Saturday, Feb. 5, at Sunset Center in Carmel. Ticket prices are \$18 to \$27. Ticket and concert information is available at www.ensemblemonterey.org and (831) 333-1283.

AUDITIONS - "Grease," 2 to 6 p.m. Feb. 5 and 12, at Carmel High School; **"Zorba,"** 10 a.m. to noon and 2 to 4 p.m. Feb. 12 and 13 at the Church of the Wayfarer, Seventh and

Lincoln, Carmel-by-the-Sea; **"The King and I,"** 10 a.m. to noon and 2 to 4 p.m. Feb. 12 and 13, also at the Church of the Wayfarer. For information, please call (831) 626-1681.

MONTEREY WINE AUCTION & GALA: The Monterey County Vintners and Growers would like to invite you to their Passport Weekend, Feb. 18-20. Pick up your commemorative wine glass and official passport, then journey to your choice of more than 20 wineries for wine tasting and to get your passport stamped. You will then be entered in the Monterey Wine gift basket and grand prize drawing. Saturday will be the Monterey Wine Auction & Gala held at the Kendall-Jackson Wine Estate. For more information call (831) 375-9400 or online at www.montereywines.org.

CARMEL WOMAN'S CLUB VALENTINE PARTY! Acclaimed diva **Nancy Williams** will perform songs from Gershwin to Puccini at our Valentine's program at 2 p.m. Monday, Feb. 7, at the Carmel Woman's Club, Ninth and San Carlos, Carmel-by-the-Sea. Ms. Williams has sung and starred in "Carmen," "Madame Butterfly" and in many local, national and international opera and musical productions. Couples, spouses, friends and visitors are invited to this special program. Tea and sandwiches will be served following the meeting. Admission is \$3. Contact (831) 622-7412 for additional information.

PLAY BRIDGE (duplicate) in Carmel! Games sanctioned by A.C.B.L. and begin 1 p.m. Wednesdays and Fridays at the Carmel Woman's Club, San Carlos and Ninth, Carmel-by-the-Sea. Call (831) 625-4307 for details.

PacRep's 'Buddy' closes with tsunami benefit

"BUDDY HOLLY — The Tribute Concert," the Pacific Repertory Theatre production which has enjoyed an extended run due to audience demand, will close with a "live aid show" to benefit victims of the Asian tsunami.

Final performance of this tribute to '50s rock and roll icons Buddy Holly, Richie Valens and The Big Bopper will take place at 7 p.m. Sunday, Jan. 30, at the Golden Bough Playhouse, Monte Verde between Eighth and Ninth, Carmel-by-the-Sea.

Ticket prices for the benefit are \$50 and are fully tax-deductible. One hundred per-

cent of proceeds that evening will be donated to the American Red Cross.

PacRep's benefit concert is one of more than 20 live aid shows featuring tribute artists across the country.

"The Tribute Concert" will also be staged at 7:30 p.m. Friday and Saturday, and 2 p.m. Sunday, Jan. 28-30. Regular ticket prices are \$35 general; \$25 for seniors; with discounts for students and children under 12. Tickets can be obtained at the PacRep box office at the theater, open 11 a.m. to 4 p.m., online at www.pacrep.org or www.ticketguys.com, or by calling (831) 622-0100.

Meet the Author!

James Dalessandro

Saturday, January 29th

Barnyard Community Room

3:00 p.m.



Hours: Mon.-Sun. 10-6pm
831-624-1803

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Author James Dalessandro will be showing a 19-minute documentary that is the basis of his book, "1906." He has masterfully blended fact with fiction in this dramatic account of the 1906 San Francisco earthquake and its aftermath. He will be signing copies of his book after the presentation.



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Succulent seafood beckons in Carmel-Valley Village

THERE'S SOMETHING about fish houses that appeal to me: When I enter one, somehow it's like coming home. Perhaps it's because I've always lived in port cities (San Francisco, New York, London, Frankfurt, Venice), and relate to fishing boats, salt air and fishmongers, and respond to the fragrance of shellfish simmering in stews and fresh fish sizzling on the grill.

So it was with great anticipation that my dinner companion and I entered the Village Fish House in Carmel Valley. Open since April, it's an offshoot of the Monterey Fish House on Del Monte, which we have enjoyed many times over the years.

Owned by brothers David and John DiGirolamo, the Village Fish House is managed by Rose DiGirolamo, their sister. Two nephews and a cousin work at the Village Fish House, too, and the chef is Steve Royston, who, while not a relative, is considered one: He has worked with the family since the bygone era when the elder DiGirolamos ran their first restaurant, Angelo's, on the Monterey Wharf.

David owns his own fishing boat, The Gambler, which berths at the wharf in Monterey Bay, supplying fish for their restaurants.

Eleven appetizers are offered, from grilled oysters (\$9.95) — a signature dish — to sautéed mussels (\$9.95), plus steamed artichokes (\$4.95 each) and an antipasto platter with roasted garlic (\$7.95). Patrons can ask for a half order of any entrée, as well.

Only 10 fish entrées appear on the menu (\$12.95 - \$16.95), but there are always five or six fish specialties of the day, and nine fish and shellfish pastas (\$11.95 - \$16.95), plus more specialties.

Rib eye and New York steaks, pork chops and chicken dishes (\$12.95 - \$18.95), and hamburger and cheeseburgers augment the menu for those not in the mood for fish.



We were definitely ready for anything from the sea, and started with a half order of Monterey Bay spotted prawns (\$9.95), which are caught in traps set at great depths. These beautiful prawns are as big as Adriatic scampi, although not as sweet, and were bursting with coral color roe, about the size of tobiko, the tiny red caviar ubiquitous in Japanese restaurants.

Monterey Bay spotted prawns, available only in winter and summer, are served whole. Our nice waiter offered to shell them for us, first pulling off the head with two spoons,

then the sides, and lastly, separating the tail and roe from the body. A garlic butter sauce was provided for dipping the succulent meat.

We also shared a half-portion of one of the specials of the evening, gorgonzola/artichoke ravioli with gorgonzola sauce. Half-order was \$9.95, but as an entrée they would have been \$16.95.

The same menu is offered for both lunch and dinner. For lunch prices, deduct a dollar from the dinner prices.

My companion decided on curry snapper (\$14.95) in a sweet sake sauce, accompanied with rice and a sauté of green bell peppers and onions.

Feeling in a fish house mood, I ordered cioppino (\$16.95) which came in a large bowl brimming with clams, mussels, baby octopus, squid, generous chunks of salmon and swordfish in a marinara/clam juice broth enhanced with onions, garlic, butter and fresh herbs.

The wine list is excellent, with Napa Valley boutique wineries represented by Rombauer, Cakebread, Grgich Hills and Caymus, and great names from the some of the larger wineries, Heitz, Opus One and Silver Oak. Monterey is represented by Heller organic wines, Thomas Forgarty, Parsonage, Talbott, Chalone, Morgan, Joulilian, Carmel and Boete and a host of others, with a few wines from Italy, France and Australia.

But the great news is, you can order a glass of any of the wines (with the exception of those over \$60 a fifth); just divide the bottle price by four for the per-glass cost. This is a real treat, because wines by the glass are generally ho-hum.

The Fish House was, at one time, an old milk house. To keep the milk cool, a ceiling rising two stories was constructed of four inclined faces of natural redwood tapering upward to a point. It looks like a gnome's tall hat. Below, in the 35-seat dining room, the walls are of white rough cut board and bat, complementing the new natural wood floor. A bar seats six. Outside, there's a riverstone-paved back patio with fire pit that seats 25, and is dog friendly.

The Valley Fish House is a family style restaurant patronized by Carmel Valley and Monterey Bay residents. You'll love the atmosphere. And the food.



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Thunderbird BOOKSHOP

SAT - JAN 29

Author **James Dalessandro** will be showing a 19 minute documentary that is the basis of his book **"1906"**. He has masterfully blended fact-with fiction in this dramatic account of the 1906 San Francisco earthquake and its aftermath. He will be signing copies of his book afterwards.

3 pm in the Thunderbird Community Room ♦ FREE

MON - FEB 7

Author **Robert Michael Fried** will be discussing his new book **"A Marketing Plan for Life."** In his book, he defines a twelve-point system that will help you achieve a fuller, more balanced life/work plan. Books will be available for purchase that evening.

7 pm in the Thunderbird Community Room ♦ FREE

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The auditions will take place at Staff Players' home base, the Indoor Forest Theatre, Mountain View and Santa Rita, Carmel-by-the-Sea.

Audition times are 7:30 p.m. Tuesday and Wednesday, Feb. 1-2.

Staff Players is the oldest continually producing theater company in Carmel. Founded in 1969, Staff Players is dedicated to producing theater classics, ancient and modern, from Euripides to Ugo Betti. It is also a major support for the work of Children's Experimental Theatre. For complete information, contact the theater company at (831) 624-1531.

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Impersonator bilks bank out of thousands of dollars

By MARY BROWNFIELD

A THIEF posing as a Tiburon resident withdrew several thousand dollars from the woman's Bank of America account at a Carmel branch in December, police learned last week. Detective Jesse Juarez is trying to figure out who the impersonator is and how she (or he) obtained critical private information about Heidi Brown.

"A person entered the bank and assumed the identity of

LEIDIG

From page 1A

actions and her perceptions."

Rosen also asked the judge to compel McNulty to inform him of any statements from Ted Leidig regarding other alleged "bad acts" by his ex-wife, even though those statements were not recorded or written down.

"The D.A. is not entitled to withhold witness statements by the simple expedient of not writing them down," Rosen said.

Villarreal said she would take that question, as well as Rosen's request that potential jurors fill out a questionnaire at the start of the selection process, under submission until Feb. 3 at 2:30 p.m.

McNulty also agreed to provide a list of other potential witnesses and documentation, information on chemical testing methodology, a look at a bloody jacket held as evidence, and a complete recording of Ilona Leidig's conversation inside the patrol car after she was taken into custody following the Feb. 20, 2004, incident at their Village Lane home.

The shooting occurred around 3:45 p.m., and paramedics responding to a 911 call found Ted Leidig standing on the street outside the house. Soon after, nine deputies and a sergeant surrounded the home and talked Ilona Leidig into coming outside.

A general partner in Leidig-Draper Properties and co-owner of several Carmel restaurants, including the Village Corner, Flaherty's and the Grill on Ocean Avenue, Ted Leidig was hospitalized and treated for two days but managed to return to work shortly after the shooting. He has since remarried and has a baby with his new wife.

In November, Villarreal decided jury selection should begin Feb. 7.

the account holder," Juarez said. "The suspect produced false I.D. and had the personal information of the account holder."

Using that, the identity thief cashed a check at the B of A branch at Mission and Seventh.

"If they can obtain false documents to make it appear they are the account holder and access that information, it's feasible they could go into any bank and make a withdrawal as long as the funds are there," Juarez said.

Brown did not discover the cash was missing until she received her bank statement and noticed the odd transaction, according to Juarez. Phone calls revealed the check had been written and cashed in Carmel at a time when she was not in town, so she called police in her hometown of Tiburon.

Because the actual crime occurred here, Tiburon P.D. forwarded its report to Juarez Jan. 19.

The culprit could have stolen her private information any number of ways, according to Juarez, as scams seeking social security numbers, credit card numbers and other personal data are widespread and often convincing.

Criminals "phishing" for such details via the Internet will send millions of "Dear Account Holder" spam e-mails attempting to convince recipients that their financial institution needs updated information in order to keep their accounts active. They pick one bank, such as Wells Fargo, to fraudulently represent in the e-mails, and 10 percent of the recipients may happen to have accounts there. The e-mail will direct the recipient to a website to enter the updated information.

"They will have a stolen web page from the actual website of the financial institution, but it will be linked to someone else's website," Juarez said.

"This is one way people can gain this information. But most institutions will identify you by name and not solicit information by e-mail."

Thieves also seek information over the phone. One popular scam involves suspects posing as callers for the federal Do Not Call List who say they need to verify certain private data in order to ensure the identity of the person.

Juarez advised people to resist revealing any information over the phone to an unsolicited caller. He also recommended they destroy credit card receipts, bank statements and other sensitive materials before discarding them.

Meanwhile, he is attempting to track down the thief or thieves who defrauded Brown and Bank of America.

"I'm working on the case and sharing information with other law enforcement agencies in hopes of trying to obtain other information on who might be doing this," he said.

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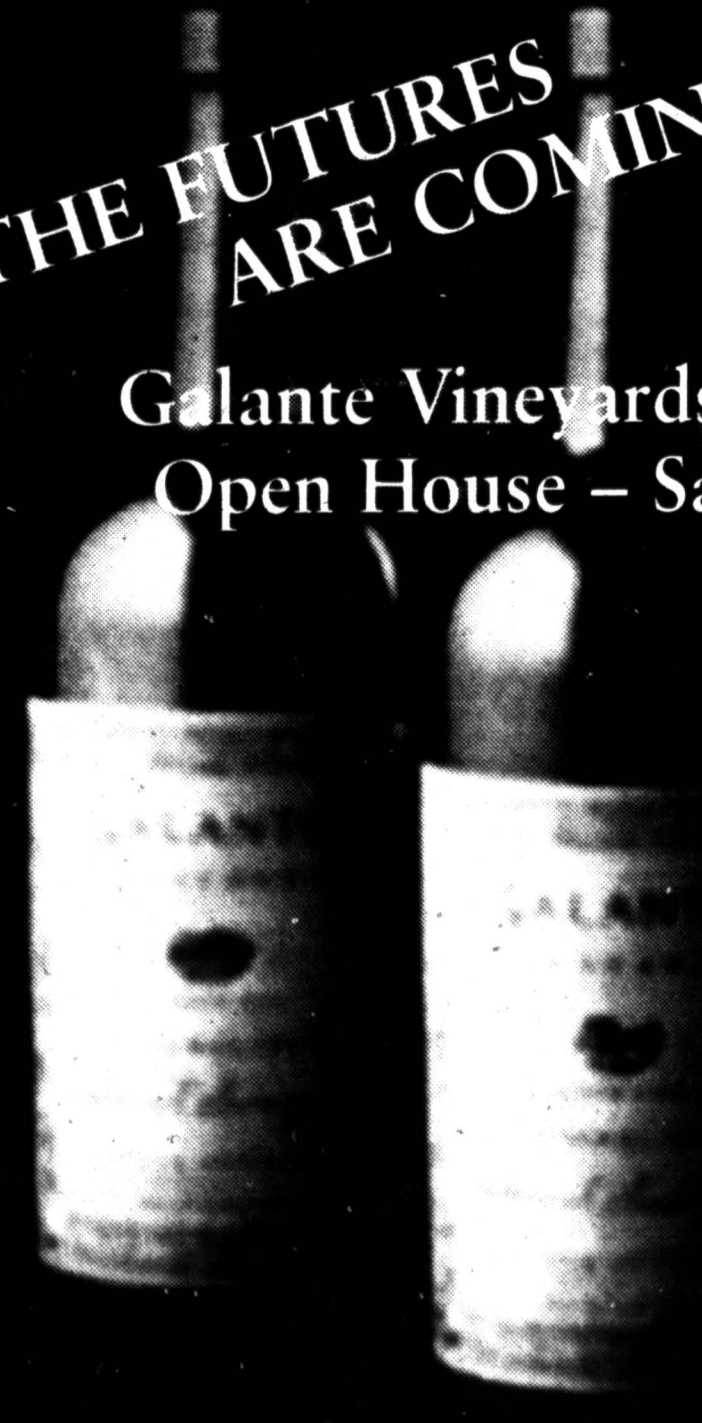


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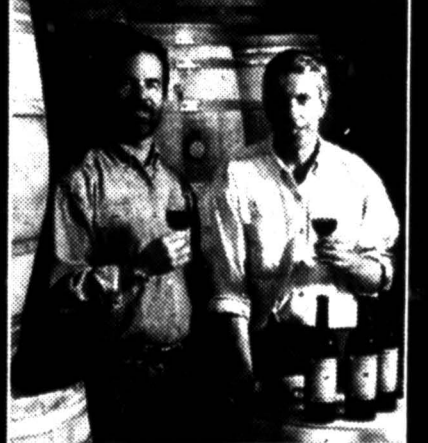
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D.A. helps business owners get rubber-check writers to pay up

By MARY BROWNFIELD

PENINSULA RETAILERS preparing their year-end ledgers undoubtedly have found a bad check or two. The Monterey County District Attorney's office offers a free means of recovering lost cash while dissuading bad-check writers from re-offending.

Since the Bad Check Restitution Program's start in 1990, it has helped return more than \$2 million to business owners, according to Melissa Sifuentes, public relations coordinator.

"We usually recover from \$6,000 to \$11,000 a month that goes back to the merchants who use this program," she said.

It requires suspects to pay back their victims and attend an eight-hour class designed to help them break bad habits and recognize the downside of writing rubber checks. The alternative, they're told, is a trip through the justice system, including penalties and a criminal record.

"In the class, they discuss conflict resolution, stress management and communication issues, so it's not just about balancing a checkbook," Sifuentes said. "There are other issues that are going on with any check writer who's not answering the phone or opening their mail."

Any Monterey County store paid with a bad check for up to \$2,500 can submit it to the program for reimbursement after giving the perpetrator 10 days to pay it back.

The simple form is available at the

D.A.'s office, chambers of commerce, police departments and finance offices in most cities, according to Sifuentes. "It's one page, and it's very self-explanatory."

Once the program receives the form and the returned check, a representative takes over the case and contacts the suspect.

The first step is attending the class, which costs \$100, plus a \$35 administration fee.

"It's charged directly to the check writer, so this program is not funded by merchants or Monterey County taxpayers," Sifuentes said. "They literally have to pay for writing a bad check."

When finished with the class, the perpetrator reimburses the vendor who was bilked.

"It's great for the merchant, but it's also great for the bad check writer, who is accepting responsibility," she said.

In 2004, the program received more than 3,100 bad checks written to Monterey County businesses — an increase of 200 over the previous year, according to Sifuentes.

More than 500 people attended the class last year and repaid more than \$101,000 in debts. Sifuentes said the program's recovery rate is 25 percent to 30 percent.

"We have to make sure it's working, and it is," she said. "The recidivism rate is less than 2 percent."

To order complaint forms or to obtain further information about the D.A.'s bad check program, call (877) 520-6137.

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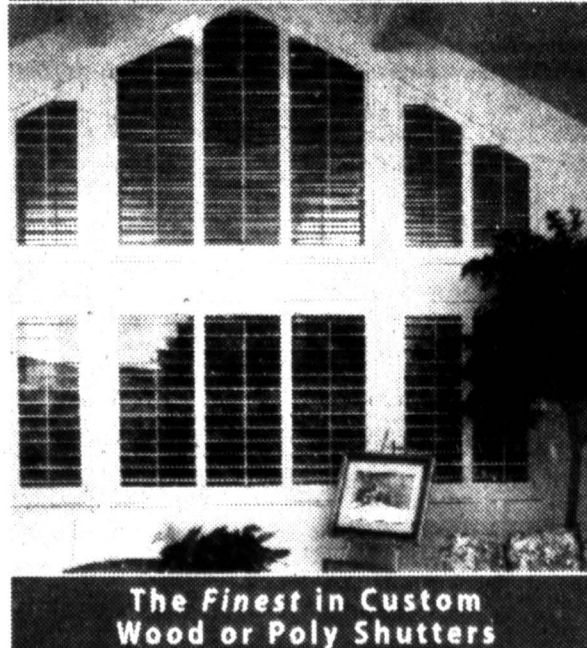
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JACK ROBINSON, longtime pilot and a Carmel resident since 1956, died Dec. 23, 2004. He was 88.

Born in Ringgold County, Iowa, he was raised there and on the Rosebud Indian Reservation in South Dakota.

Mr. Robinson served 23 years as a naval aviator in the U.S. Navy through World War II and the conflict in Korea.

After settling in Carmel, he spent many years as a pilot locally and was a flight instructor for Del Monte Aviation and at various times for the Navy, Fort Ord and Monterey Peninsula flying clubs. He also flew as a commercial pilot for the U.S. Forestry Department and California Department of Forestry. Mr. Robinson spent the remainder of his flying career as a personal pilot for private aircraft owners on the Monterey Peninsula.

He was a graduate of the Naval All Weather Flight School, the Naval Justice School, the Naval Postgraduate School and Tulane University. Mr. Robinson was a member of the Retired Officers Association, the Silver Eagles, the Fleet Reserve Association, the American Legion and the Carmel Foundation.

He is survived by his daughter, Garlyn Robinson Warren of Oregon and Hawaii.



MARGARET DOYLE ORTMAN died Jan. 2 in the company of her family and friends.

Born on Oct. 13, 1916, in Worcester, Mass., she is survived by her son, Joe, and grandson, Kua, of Carmel Valley; and her adopted daughter, Robin Flaherty of Monterey.

A funeral mass for Mrs. Ortmann was celebrated on Jan. 20 at the Carmel Mission.

LAURENCE CARL CISNEROS, 66, former resident and volunteer firefighter in Carmel Valley, died Jan. 7 in Twentynine Palms.

Mr. Cisneros was a pioneer in the field of satellite communication and was the first person to communicate via satellite to mainland China. He was a design engineer for MCI Worldcom when he retired due to illness.

He is survived by his wife, Sandra; son Larry of

Morongo Valley; daughter Susan Radeker of Missouri; and two grandchildren, as well as brothers, sisters, nieces and nephews.

The family suggests memorials be sent to the Hi-Desert Medical Center Foundation in Joshua Tree, Calif.; or the Muscular Dystrophy Association for ALS research.

MAJOR GENERAL SALVE H. MATHESON, a hero of World War II who served with E Company, immortalized as the "Band of Brothers," and received the surrender of Field Marshall Rommel's chief of staff, died Jan. 8 at his Carmel home. He was 84.

A native of Seattle, he came to California as an infant and attended grade schools in Monterey and Pacific Grove. In 1942 he was commissioned a second lieutenant in the infantry upon graduation from the University of California at Los Angeles.

During World War II, with the Band of Brothers and Headquarters 506th Parachute Infantry, 101st Airborne Division, he participated in the D-day Invasion of Normandy, the liberation of Holland, the defense of Bastogne, Belgium, and the seizure of Hitler's Eagles' Nest.

During the Korean War, Gen. Matheson was the G-3 Plans Officer, X Corps and participated in the Inchon and Wonsan landings and the amphibious withdrawal from Hungnam.

During his military career, he served in the 1st Infantry Division, 101st Airborne Division and 82nd Airborne Division, and attended the Naval War College. Gen. Matheson commanded the 10th Special Forces Group in Europe and the 1st Brigade, 101st Airborne Division in Viet Nam. He was also with MACV during the TET Offensive. In 1969 he commanded the 2nd Infantry Division on the Korean DMZ.

He retired at Fort Pherson, Georgia, in 1975 and returned to the Monterey Peninsula. He was a member of the International Club of Carmel.

Gen. Matheson's decorations include the Distinguished Service Medal with Oak Leaf Cluster, the Silver Star, the Legion of Merit, the Distinguished Flying Cross, four Bronze Stars, 12 Air Medals, the Army Commendation Medal, the Purple Heart, Master Parachutist Badge and the Combat Infantry Badge.

His foreign awards include the Bronze Lion and the Orange Lanyard of The Netherlands. In 1968 he received

UCLA's award for Outstanding Professional Achievement.

General Matheson is survived by his wife, Patricia; two daughters, Catherine Wallace of La Cañada and Molly of Sebastapol; a son, Michael of Carmel; and four grandchildren.

Burial will take place at Arlington National Cemetery.

The family suggests that memorials be sent to the Carmelite Monastery, 27601 Highway 1, Carmel, CA 93923.

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Editorial

Farr from the truth

FIRST AND foremost, a United States Congressman should make sure his constituents' interests are protected as the colossus called the Federal Government goes about its business.

But Sam Farr is looking the other way while dozens of small restaurants, retail stores, hotels and wine tasting rooms in his district are victimized by a scam made possible by an infamous federal law, the Americans with Disabilities Act. Last week, a letter to the editor from Farr showed just how little attention he's paid to this vital issue.

In the letter, Farr helpfully called the perpetrators of the deluge of bogus ADA lawsuits, "scoundrels." But he said there's no need to change the law, because it doesn't provide for monetary damages to the people who file all those suits. And we can't have a "right to cure" put into the ADA, Farr said, because disabled access to public accommodations is a "civil right" — and nobody should have to wait 90 or 120 days to assert their civil rights.

Where has he been?

This newspaper, and numerous other news media around the state, have explored these issues in great detail:

■ It is true the ADA doesn't allow disabled people who've been denied access to public accommodations to be awarded personal damages by a federal court. *But that doesn't stop them getting a hefty check as part of a settlement.* Since virtually all ADA lawsuits are settled out of court, it doesn't matter what a judge or jury might do at the end of a trial that will never happen. The only question facing a businessman hit by one of these suits is: Will it cost me more to settle than to fight? The answer is almost always, "settle," and the cash payments flowing from these settlements constitute the dependable vein of gold the ADA scam artists are mining. Whether they could win damages in court is irrelevant, because it's the mere threat of a suit that produces the \$10,000 or \$20,000 payday they are seeking. And the ADA is the source of that threat.

■ Our congressman is certainly entitled to his opinion that the "civil right" of having disabled access to public accommodations is more important than the Constitutional right not to be robbed. Numerous other politicians have also expressed the view that a "right to cure" is not appropriate for the ADA. But another solution has been proposed — a solution that Farr utterly ignored: Amend the ADA so the obligations of business owners are exactly spelled out, and give them an inexpensive and legally binding way to find out if they're in compliance.

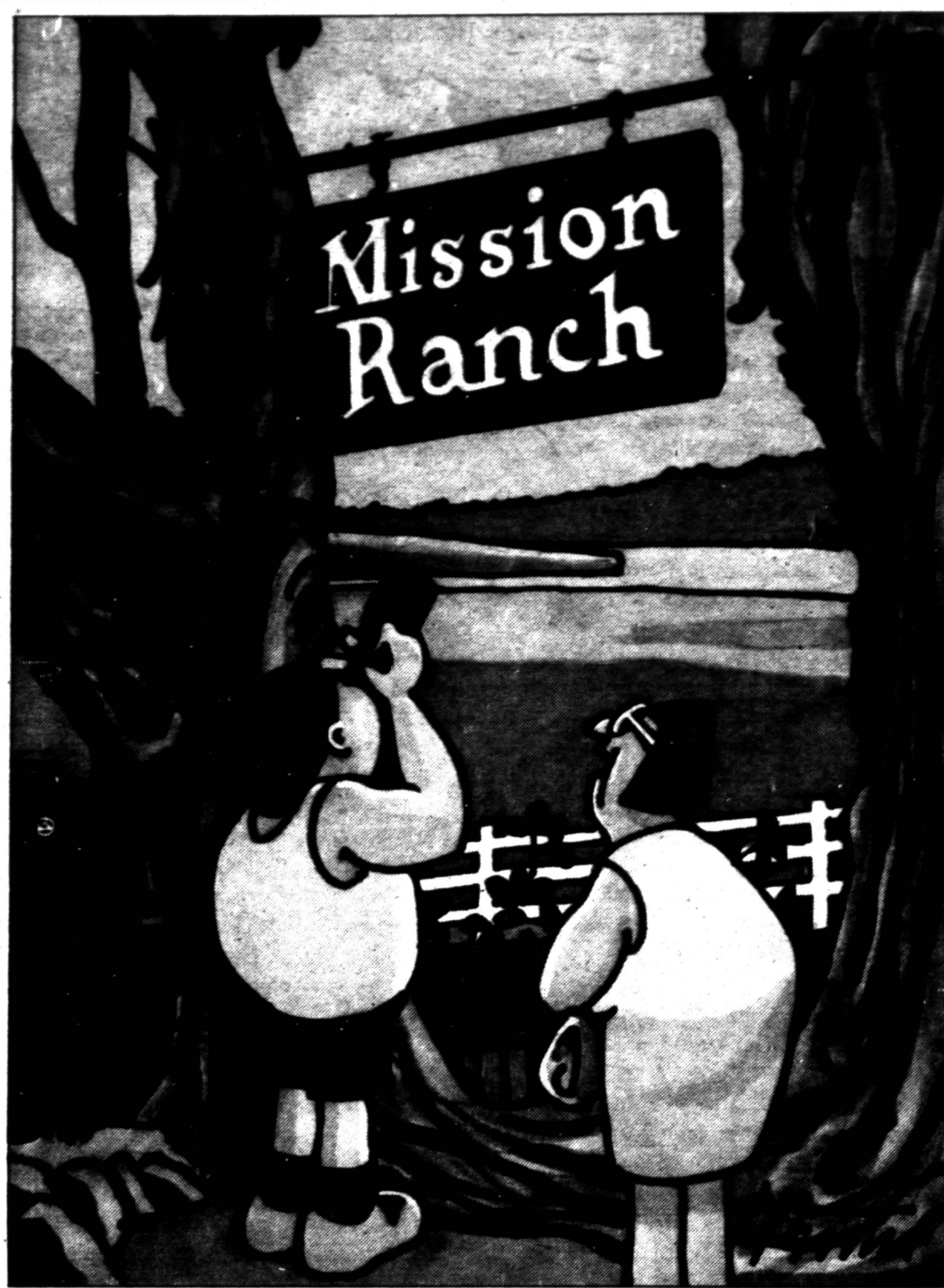
Under the current law, the obligations that fall to the owners of public places are as clear as mud; business owners are left with the hopelessly confusing mandate to take "reasonable" steps to remove "barriers to access" for people who are "limited in a major life activity." And no matter how far they go to accommodate the disabled, they can still be sued by an unscrupulous nitpicker. Carmel Valley's Running Iron Restaurant is a classic example. Last summer, the state's most famous vexatious litigant, Jarek Molski, sued the restaurant after a single visit, alleging all sorts of trivial violations of the ADA. When the suit became known, the disabled people who live down the road at Rippling River were outraged because the restaurant they know and love had always been friendly and accommodating to them, they said. What would Farr have advised the owners of the Running Iron to do to avoid being sued?

Some say there are too many variables in the millions of public buildings in the U.S. to write a specific list of criteria for disabled access at all of them. In other words, the reality on the ground is too complicated for lawmakers to deal with. But if that is true, isn't it also too complicated for business owners to divine what they must do to meet the vague standards of the ADA? Doesn't this provide a basis for offering them a reasonable "right to cure" before they can be sued?

■ Farr thinks business owners should be "proactive" by making their businesses handicapped friendly. That's what Clint Eastwood did when he bought Mission Ranch. When he remodeled the place, he even got a permit from Monterey County that came with a certification that the old ranch had been made fully compliant with California's wheelchair accessibility law. But in a U.S. Court four years ago, the lawyer for the handicapped woman who sued Eastwood said this certification was "irrelevant" where the ADA was concerned, and the judge agreed.

Also irrelevant when it comes to defending an ADA suit would be anything Farr recommended in his letter to The Pine Cone. Businesses need action from Farr, not a bunch of words that aren't worth the paper they're written on.

BATES



"Clint Eastwood owns the Mission Ranch? I didn't know he was Catholic."

Letters to the Editor

The Pine Cone encourages submission of letters which address issues of public importance. The Pine Cone reserves the right to determine which letters are suitable for publication. Letters should not exceed 350 words, and must include the author's name, telephone number and street address. Please do not send us letters which have been submitted to other newspapers.

The Pine Cone is no longer able to accept letters to the editor by fax. Please submit your letters by U.S. mail, e-mail, or in person (addresses are provided below).

Lights brighten the town

Dear Editor,

I was disappointed to read the negative comments from Carmel architect Olof Dahlstrand regarding the lights that now brighten the median strip on Ocean Avenue. In my opinion, the lights have added new charm to our city after dark. The dark hulks of the assorted vegetation now have a pleasant glow to greet residents and visitors alike. The downtown area is fortunate to be with-

out typical bright street lights but these minute touches of illumination help to add dimension as well as visibility along Ocean Avenue.

I have had several visitors comment to me that they found the lights to be friendly, attractive and welcoming to Carmel and a pleasant addition to the general charm that they expected to find throughout the city. Would the lights be a reason to come to Carmel or even to stay away? I don't think so. But I do believe that they contribute one more beguiling element to enhance the ambience that makes this city so unique and a wonderful place to experience.

I would like to thank the members of the business community and those in the City Council who have been resourceful enough to experiment with this touch of electric scenery for all of us to enjoy.

Paul D. Coss, Carmel

'Let them pay'

Dear Editor,

We welcome the tourists that come to Carmel to visit, but they should help to pay for the services required for us to support their visits. The hotel tax increase makes sense to me. Let them pay to stay.

Rita Volkwein, Carmel

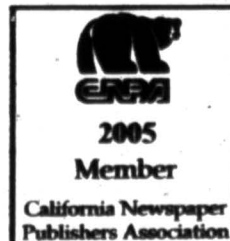
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MATT

From page 1A

"It was so dramatic, like a script for a powerful movie," Larry said. "It was as though He put Matt so far into the depths that medicine couldn't reach him. And then, when it seemed doctors had no solution, God said, 'Now I will show you the power of faith.'"

And faith and prayer were in plentiful supply at the hospital. So many people came that their vigils had to be held in the parking lot and around the fish pond. People who said they had never prayed before found the words to ask God for healing. The stream of supporters didn't stop for weeks and weeks.

"Every day it was like that," Larry said. "Fifteen to 20 young people would collect in the ICU and then go to the pond and pray. They weren't used to praying, but they stepped out of themselves and said, 'If it will help Matt, I want to do it.'"

"When you see a bunch of teenagers praying, you wonder, 'What is going on here?'" said Linda.

But it was the strangers who startled the family most with their faith.

"A man came one day," aunt Shonna Scholink recalled. "He said he was new in

town and had read about Matt in the paper. It was his day off from work. He said, 'Could I pray with you?' The boldness of his faith was amazing to me."

At the memory of all this, Linda, Shonna, Larry and this reporter started tearing up. Ten-year-old cousin Nate breaks the sobfest: "Are you guys crying again?"

Down-to-earth things like insurance

Many in the community wonder how Linda, a single mom who grew up in Carmel Valley and now works for Sand City as assistant city administrator, can possibly pay for the astronomical medical bills, which were more than a quarter of a million dollars after just the first 10 days of treatment.

But she is confident — not actually having received the bills, which may shake her optimism when she sees all the zeros — that her insurance and the driver's policy will save the day.

"I just want to thank everyone for their unimaginable, unbelievable support," Linda said. She is especially grateful for the police, who have called several times since the accident, and the medical staff at CHOMP. One nurse, Kevin Knapp of Carmel Valley, treated Matt as if he were his own son, according

to Linda. "He was such a big man, able to lift Matt, and yet cared for him with such sweetness and humor," Shonna said.

And Matt credits the steadfast support of his 82-year-old grandma Catherine Scholink, who spent a month sleeping in the ICU, willing with all her soul that her grandson would one day walk out of the hospital.

Little did she dream that on his way out, he would shoot a couple hoops at the basketball court outside the building. This, by a young man who was so badly damaged he had to relearn speech, how to walk, even how to aim a spoon so it actually put the food in his mouth and not on his shoulder.

Matt said he lost 40 pounds in the hospital, but has gained nearly all of it back thanks to a steady stream of Jamba Juice and In-N-Out burgers brought by his buddies. He starts back at Monterey Peninsula College on

Monday, at a special class for brain-damaged students. "Just to get my brain back in gear," Matt said.

He'll also take P.E. and a computer class, and continue speech therapy twice a week. The slurring is barely perceptible now; there seems no doubt Matt will be his old self again soon... but with a few changes:

"I used to like scary movies, but now I don't think I'll watch them," he said. "I've lived a scary movie."

And, "I want to go back to Santa Clara Hospital and visit Stephen, a guy there in a wheelchair who cried when I left. His parents are split up and he has no home to go to. I want to show him somebody cares, because I wouldn't have made it without all the people who cared for me."

And, "I will trust God more. He got me through this. He is my backbone."

SHEFFIELD

From page 3A

no government money.

Mutually impressed

Sheffield told The Pine Cone she admires the foundation and its dedicated, passionate employees, many of whom have worked there for years.

"I'm incredibly impressed with the organization — with its depth and how incredibly well run and well managed it is," she said, also crediting Freitas.

Born in Sacramento and raised in the San Francisco Bay Area, Sheffield graduated from San Francisco State University in 1972 and soon after embarked on her 32-year career with United Airlines.

Over the years, she held top-level management positions with the airline in the city of San Diego, Los Angeles metropolitan area and Monterey, where she worked from 1988 to 1991. She and her husband, Neil, moved to the Peninsula in 1988 and to Carmel in 1996. They have also maintained a home in Southern California, and she recently retired as managing director of western region sales for the airline.

Sheffield first became involved with charity work after she moved to Monterey, serving on the allocation committee of the United Way.

"I visited the Alliance on Aging and Meals on Wheels and felt a connection in both those locations with seniors," she said.

In Southern California, she served on the

board of directors for the Los Angeles Philharmonic and the executive committee of the California Science Center. She also worked with L.A.'s Best, an after-school program; the Hollywood Bowl Gala Committee; and capital campaigns for the Walt Disney Concert Hall and a new wing for the science center. In 2001, the L.A. Business Journal named her Industry Person of the Year for her community service.

The right fit

Sheffield saw the listing for the Carmel Foundation CEO job in The Pine Cone.

"I have a passion for Carmel and a passion for seniors, so it seemed to be a good fit," she said, adding that her work and non-profit experience should prove useful.

"One of the things I face is creating a long-term strategy for the organization as we face changes to Social Security and Medicare," she said. "And the Baby Boomers are coming, and they bring a whole separate set of needs that our current members don't have."

Sheffield and Freitas will have a week to work together before he leaves his post.

"John has done a great job of tying things together for her, and for us," Berling said.

Sheffield will likely continue to encounter him, as he has said he plans to remain a foundation member. At 55, Sheffield is newly eligible for membership as well.

"I'm really excited to join this organization," she said. "I'm confident I can help and be an important part of the team, and I'm looking forward to it. I have big shoes to fill."

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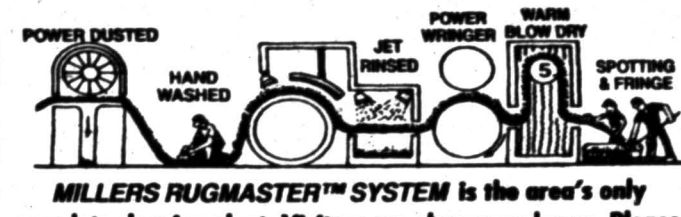
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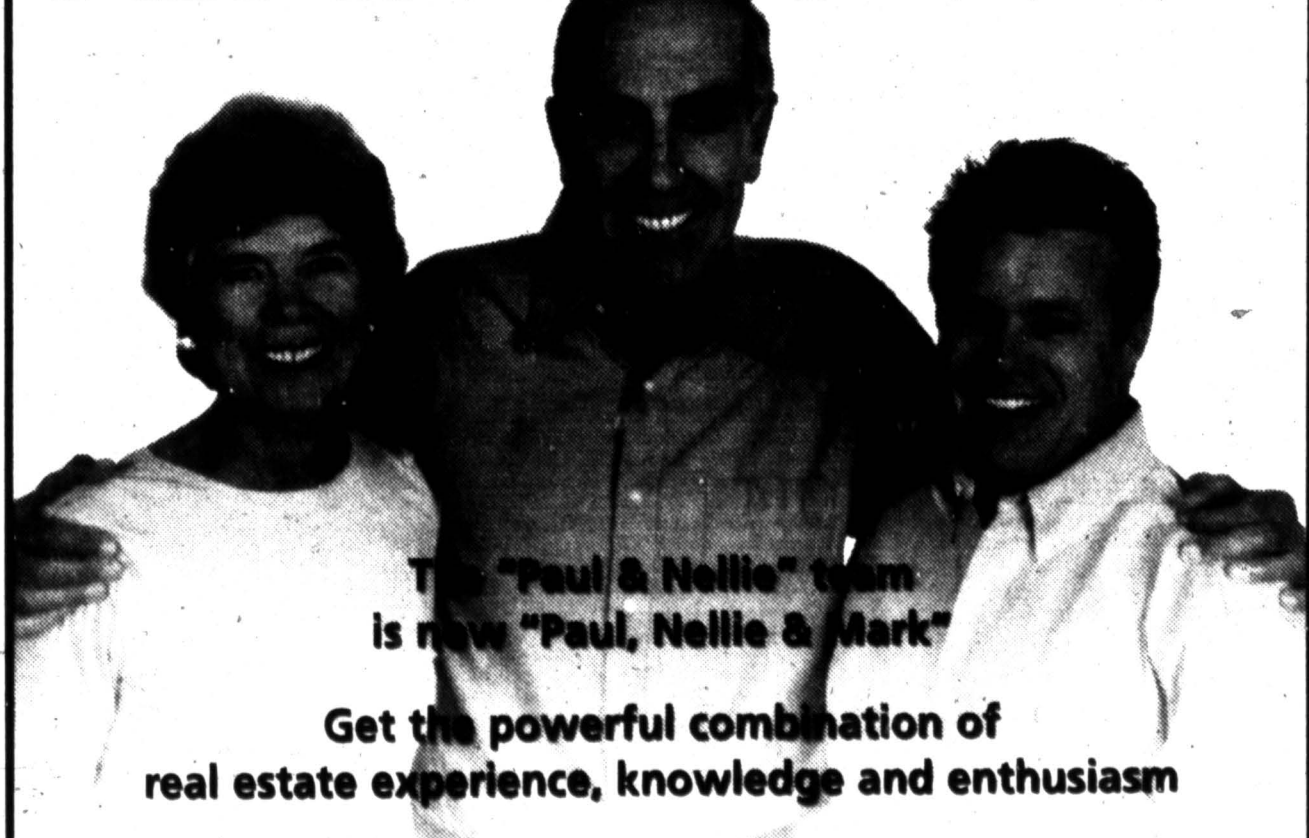
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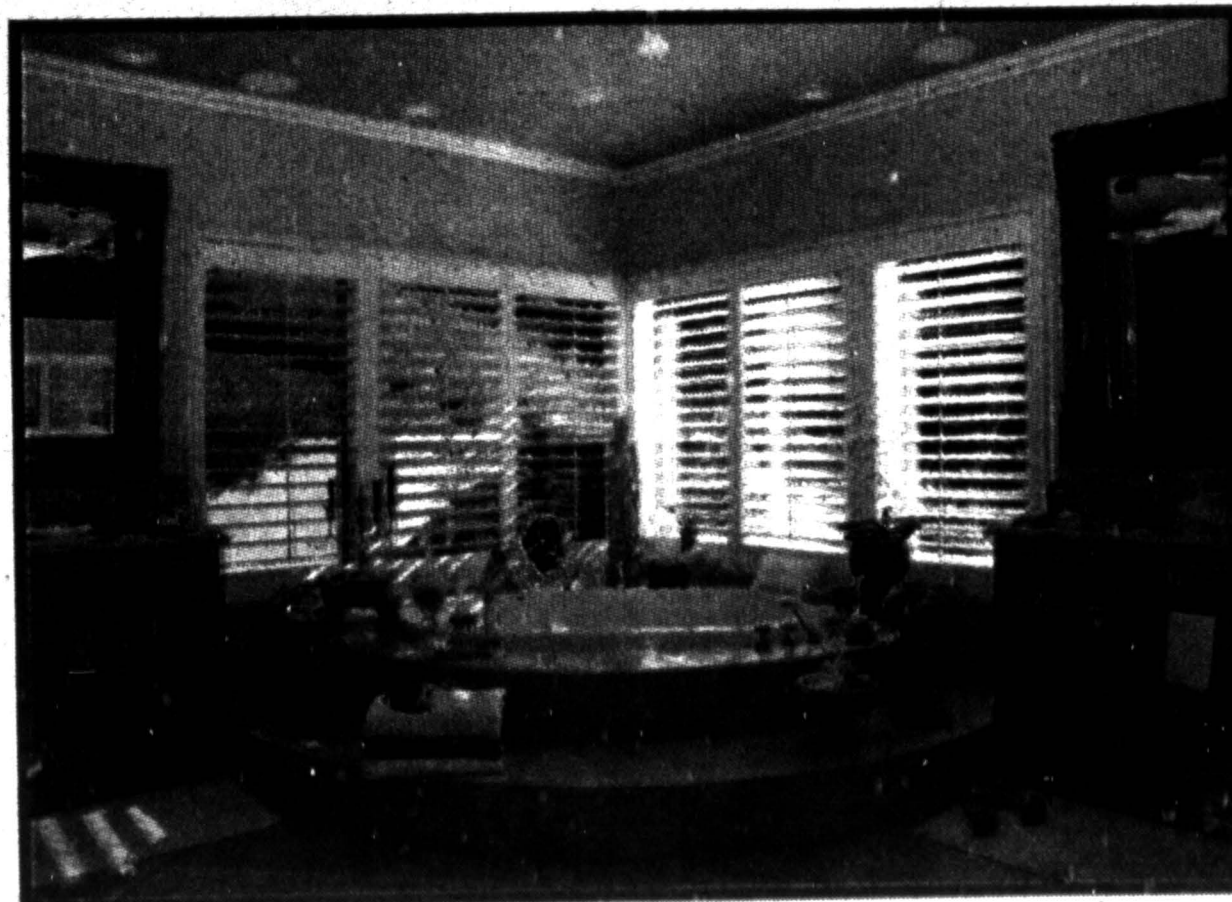
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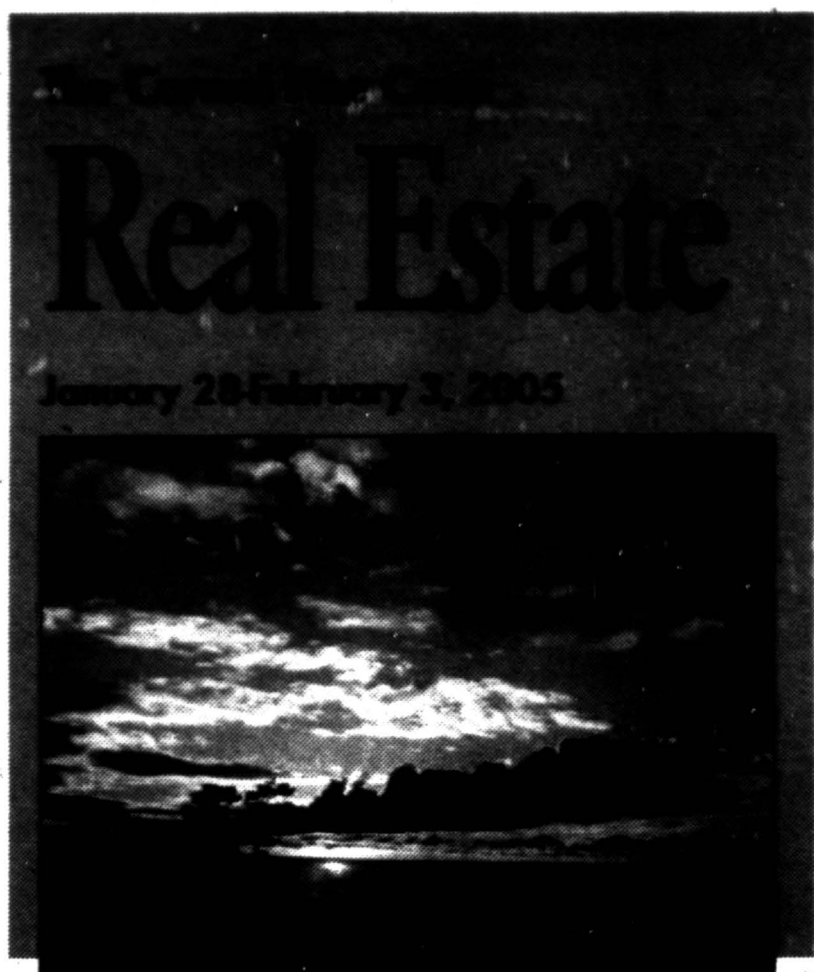


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Anthony R & Linda L Rappa to Matthew T & Janet E Bogosian

210 DEL MESA CARMEL: \$705,000

Shirley J O'Connell to Linda Taylor Keill

23100 TASSAJARA RD: \$1,010,000

Donald J & Jacqueline L Allen to Mark A & Dorothy L Enayati

TULARCITOS 160 AC: \$2,820,000

Carolyn Samson to Indian Creek Vineyard Estates LLC

37 AC: \$750,000

David & Boudouin Debrab Ross to Indian Creek Vineyard Estates LLC

PEBBLE BEACH**1488 BONIFACIO RD: \$2,500,000**

Paul & Marianne Hoffman to Sergio S & Margaret J Alvarez

1021 SOMBRERO RD: \$1,125,000

Mark A & Susan M Scalzo to Michael Heath & Heather W Oliver

4088 PINE MEADOWS WY: \$1,202,000

James J & Gloria Didion to Stephen & Mary Lou Ross

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Owner/Agent

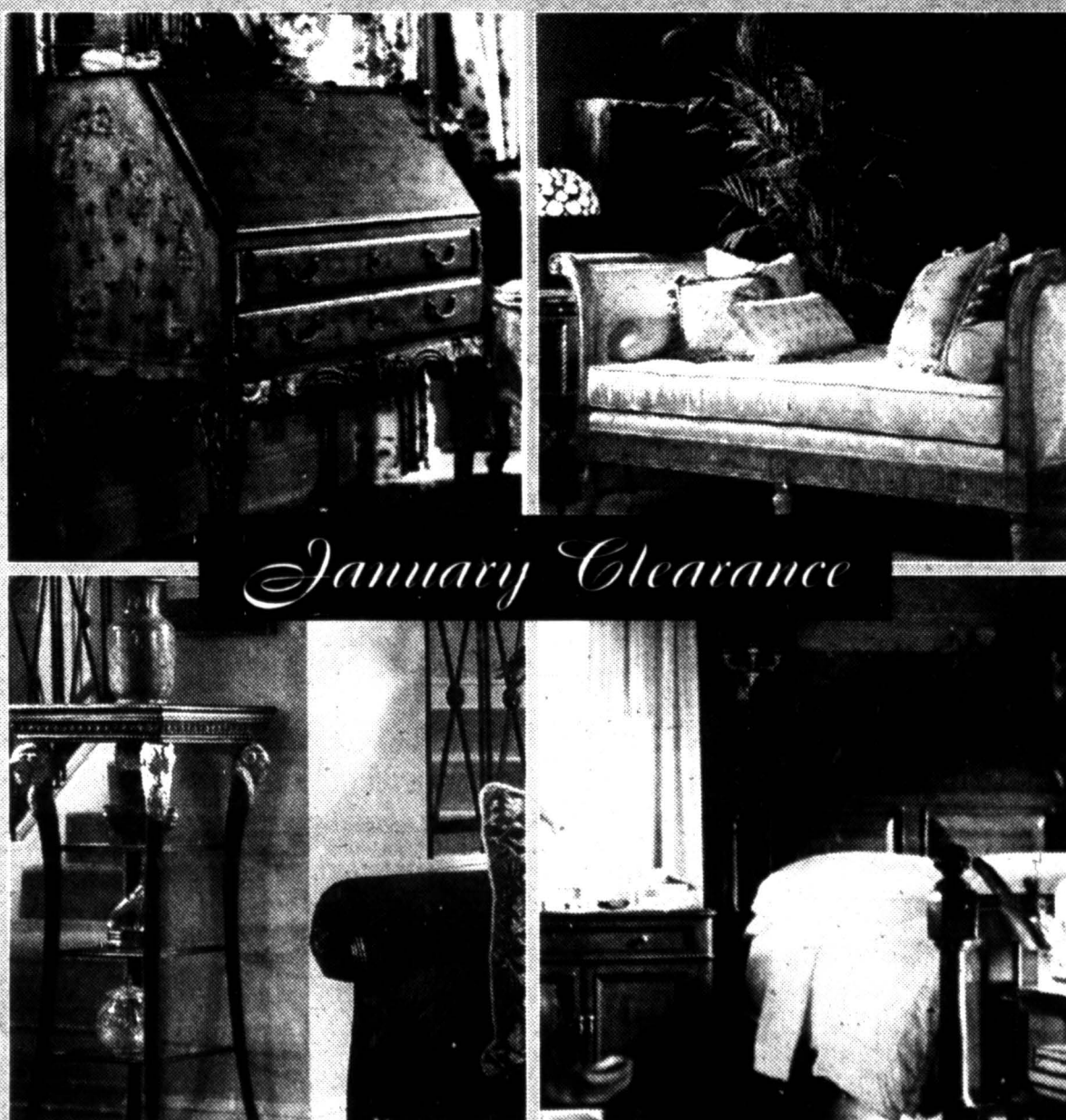
limited client space available

OnlyCarmelValleyHomes.com**LUCIE CAMPOS**

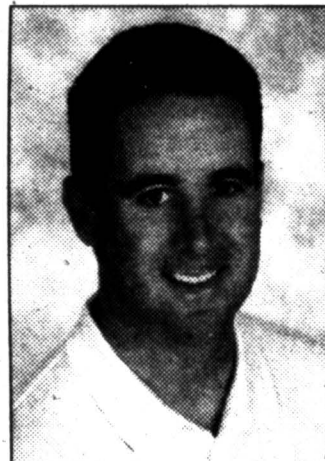
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168 Carmel Riviera

Sited to take advantage
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 Point home is located in
 the desirable Carmel
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 from the ocean.
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 interior stone courtyard,

this comfortable light-filled home with a sensible floor plan has room for expansion and
 is an excellent investment opportunity. Offered at \$1,600,000.

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Remember to check out
 The Carmel Pine Cone's Website!
www.carmelpinecone.com



THE MITCHELL GROUP REAL ESTATE

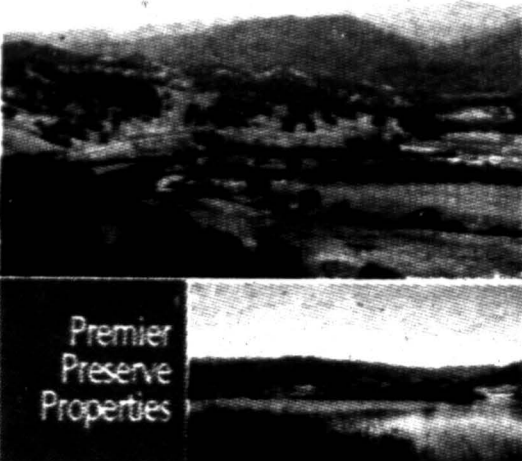
Premier Parcels: 12
Acreage: 3 - 49
Price: From \$1.050 -
\$2.95 million

CARMEL VALLEY

This world class, private conservation community, limited to 300 homesites on 20,000 oak and redwood studded acres, is located in the coastal foothills of The Santa Lucia Mountains, just three miles to Carmel.

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622.4814



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Properties

CARMEL VALLEY

Bedrooms: 2
Baths: 1.5
Sq. Ft.: 1,469
Price: \$710,000

Nestled in the pines high above Quail Lodge Golf Course is the beautiful community of Del Mesa. This private, single level "B" model offers southerly exposure. Floor plan features a living/dining room combo, den or study and fireplace. Close to clubhouse and other community amenities.

659.2267



Bedrooms: 3
Baths: 2.5
Sq. Ft.: 3,331
Price: \$4,495,000

PEBBLE BEACH

Striking brand new ocean view golf-front Mediterranean residence on the 17th hole of the MPCC Dunes Course. Beautifully sited and designed, this home is the perfect golfer's retreat. Soaring ceilings, ocean views from most rooms and an expansive golf-side terrace.

624.0136



Ocean
Views On
MPCC

CARMEL

Bedrooms: 2
Baths: 2
Sq. Ft.: 3,200
Price: \$2,500,000

This Carmel Meadows home affords ocean views and comes complete with state of the art gourmet kitchen including marble countertops, custom wood cabinets. Master suite has built-in gas fireplace, baths with Habersham vanity and heated floors. Outdoor brick patio and gas firepit.

624.6482



"La Fine
Della Cite"

CARMEL

Bedrooms: 2
Baths: 2.5
Sq. Ft.: 1,612
Price: \$1,645,000
624.6482

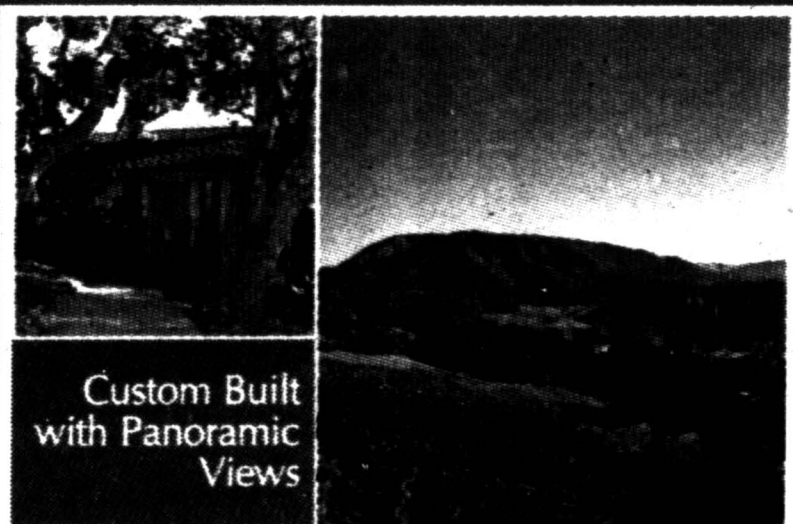
This totally remodeled Carmel charmer is nestled on a sunny corner lot. Its open floor plan includes an eat-in kitchen, large living and family rooms with fireplaces, den/possible 3rd bedroom, high ceilings, wood floors, light and bright throughout. Walkways lead to three sunny, private patios and a rose garden.



CARMEL-BY-THE-SEA

Bedrooms: 2
Baths: 2
Sq. Ft.: 1,444
Price: \$1,995,000
624.0136

Set in the heart of the "Golden Rectangle," The Cooper House exemplifies the craftsman style of the 1920s. Features include a river stone fireplace, Carmel stone walkways, sunroom/office, decking, hot tub and more. Designated significant in the Carmel Historical Architectural Context Statement.



Custom Built
with Panoramic
Views

CARMEL VALLEY

Bedrooms: 1
Baths: 2
Sq. Ft.: 1,356
Price: \$895,000
659.2267

Enjoy valley and night light views from this home, conveniently located in Mid-Valley. Set on a half acre parcel features include a living room with fireplace and soaring ceilings, with sliding glass doors to a big view deck, bathed in sunshine. The family/dining room affords access to the view deck. Oversized detached two car garage.



Bedrooms: 3
Baths: 2.5
Sq. Ft.: 3,116
Price: \$1,795,000
646.2120

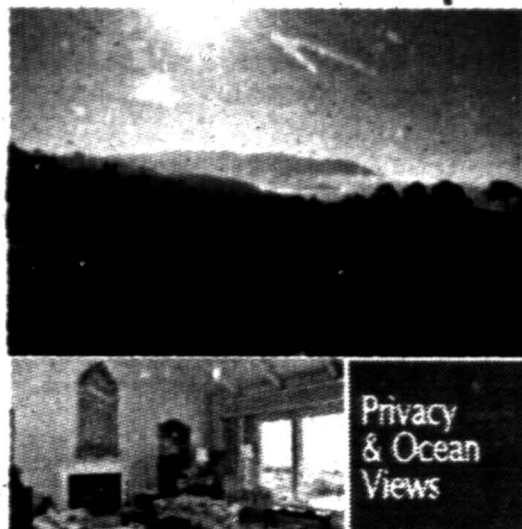
MONTEREY/SALINAS HWY
Traditional home situated on a quiet street close to the main gate at Pasadera. Bathed in light, the residence features a rounded stone entry, open kitchen leading to media and family room, formal dining and living rooms, an office, private rear patio plus a three car garage.

Bedrooms: 5
Baths: 5
Sq. Ft.: 5,135
Price: \$8,995,000

PEBBLE BEACH

Conveniently located to the Lodge, this property offers one of the finest combinations of ocean views, privacy, proximity, weather and character. Unparalleled views of Carmel Bay, Carmel Point, Point Lobos, Pescadero Point and the Pacific beyond.

624.0136



Privacy
& Ocean
Views

MONTEREY

Bedrooms: 3
Baths: 2
Sq. Ft.: 1,600
Price: \$640,000

Your place to call home, near Del Monte Beach and Naval Postgraduate School. A lot of house and land for the dollar. U-shaped floor plan opens onto sunny patio. Newer gas furnace, stove and dishwasher and most windows updated to double pane.

624.6482



CARMEL VALLEY

Bedrooms: 3
Baths: 3
Sq. Ft.: 1,700
Price: \$879,000

Great two level condo on a private cul de sac lot with expansive views looking up the 4th fairway at the Golf Club at Quail Lodge. New carpet, woodburning fireplace and more.

659.2267



Spacious
Quail
Condo

DEL REY OAKS

Bedrooms: 2
Baths: 2
Sq. Ft.: 1,088
Price: \$485,000

This contemporary single level condo at The Oaks features a living room with fireplace, double paned windows, ceiling fan, carpet and more. Attractive complex setting with mountain views features a pool, spa and tennis.

646.2120

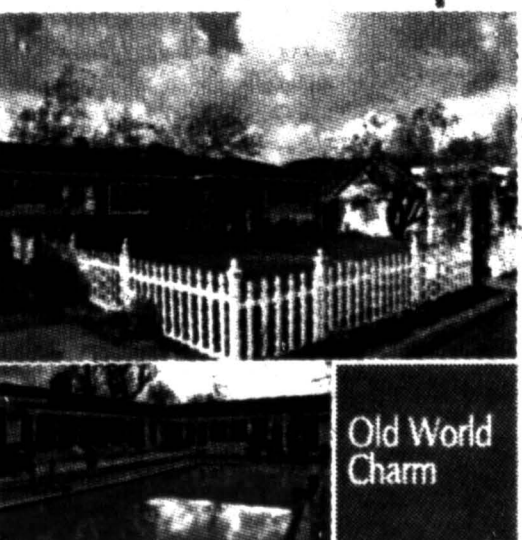


Bedrooms: 3
Baths: 3
Sq. Ft.: 2,600
Price: \$1,250,000

MONTEREY/SALINAS HWY

A charming Provence home, remodeled down to the studs and filled with top-of-the-line materials and finishing touches, boasts an open beam ceiling, massive brick fireplace, hardwood floors and study/library alcove. Additional amenities include a deck/patio and pool.

646.2120



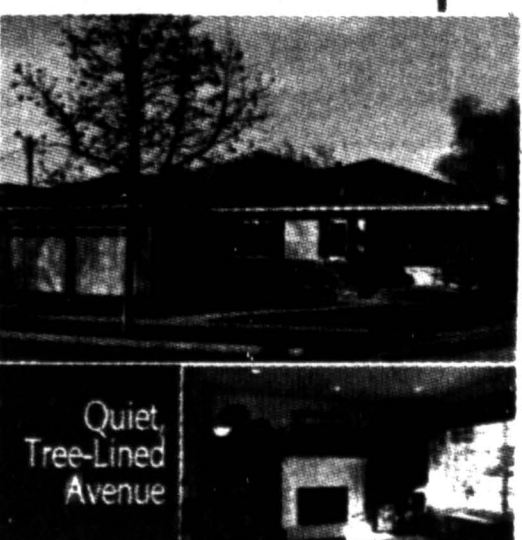
Old World
Charm

Bedrooms: 3
Baths: 2
Sq. Ft.: 1,400
Price: \$650,000

SOUTH SALINAS

This impressive home boasts many period upgrades in each sunlit room. Highlights include a Colonial inspired wood burning fireplace, hardwood floors, formal dining room, sunny updated kitchen, French doors plus an outdoor brick patio.

646.2120



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please turn to the Directory on Page 10B.

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624-6482

CARMEL RANCHO
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CARMEL VALLEY
659-2267

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CARMEL VALLEY

Sunny Quail Lodge - Beautiful Golf and Mountain Vistas

OPEN HOUSE



\$1,525,000

4 Bedrooms 3 Bath

CARMEL

Spacious Reversed Floorplan - Close to Beach and Town



\$1,595,000

3 Bedrooms 2.5 Bath

PACIFIC GROVE

Remodeled Home with Guest Cottage & Huge Bay Views



\$2,195,000

3 Bedrooms 2.5 Bath

SAND CITY

New Home in Construction - Ocean Panoramas



\$875,000

3 Bedrooms 2 Bath

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More Photos and Details on These and Other Properties

OCEAN AT DOLORES — 624-6461

Year-end report

STRONG FOURTH QUARTER CLOSES OUT BANNER YEAR

By PAUL & NELLIE BROCCINI & MARK RYAN

DOLLAR VOLUME was the real estate story in 2004. The Peninsula real estate market obliterated previous dollar volume records, registering a whopping \$1.6 billion dollars in sales, an increase of \$450 million dollars, or 39 percent, over last year.

No one foresaw this market. We reported at the end of last year that the billion-dollar markets of 2000 and 2002 were maintained in 2003 due to the robust low-end of the market. The high end weakened substantially in 2003. The low end, driven by record-low interest rates, was red hot and made up for the decrease in high end sales.

As we entered 2004, the high-end market — which we define as sales prices greater than \$2 million — was still in the doldrums and lacking obvious indicators of any pending change. But, as we reported at the end of the first quarter, expensive properties suddenly began to sell in late January. Why so many qualified buyers appeared in such a short period is a mystery, but appear they did. And they kept on appearing for the

entire year. The second quarter was especially strong, with \$526 million of sales in that quarter alone, a record for any quarter.

The number of transactions during the year was also the highest we have seen — 1,530 sales closed during 2004. The distribution of prices continues to amaze. In the entire Monterey Peninsula, a whopping 10 percent of real estates sales during the fourth quarter of last year were for prices of \$2 million or more, with 26 percent selling for more than \$1 million. The most popular price range was \$600,000 to \$799,000, with 101 sales, and second was the \$1 million-to-\$1.99 million category, with 90 sales. In Carmel, the million-dollar price tag is swiftly becoming the entry-level home cost.

Price appreciation

The number that most fascinates homeowners and prospective buyers is the annual increase in value. The number of years we can print in The Carmel Pine Cone is limited by available space, but in our database, we have annual number going back to 1996. You will be able to find the 1996-to-2005 chart



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REALTORS



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Monterey Peninsula Home Sales Market Barometer

Date	escrow/ listings	%
Seaside		
1/1/05	24/47	51%
10/1/04	34/68	50%
6/30/04	24/64	38%
Marina		
1/1/05	18/30	60%
10/1/04	16/33	48%
6/30/04	28/45	62%
Del Rey Oaks		
1/1/05	3/10	30%
10/1/04	3/7	43%
6/30/04	1/4	25%
Monterey		
1/1/05	23/49	47%
10/1/04	31/78	40%
6/30/04	27/78	35%
Pacific Grove		
1/1/05	16/40	40%
10/1/04	22/64	34%
6/30/04	22/71	31%
Slms/Mtry Highway		
1/1/05	31/84	37%
10/1/04	30/106	28%
6/30/04	12/66	18%
South Coast		
1/1/05	7/32	22%
10/1/04	10/39	26%
6/30/04	10/44	23%
Carmel Valley		
1/1/05	12/60	20%
10/1/04	22/93	24%
6/30/04	25/93	27%
Carmel		
1/1/05	33/112	29%
10/1/04	23/123	19%
6/30/04	42/155	27%
Pebble Beach		
1/1/05	24/57	42%
10/1/04	17/88	19%
6/30/04	19/78	24%

From previous page

and other charts too detailed to fit here on our website, www.carmelabodes.com. An abbreviated version of the annual median sales price chart accompanies this article.

The price appreciation from 2003 to 2004 was as follows: South Coast +43 percent; Seaside +41 percent; Marina +35 percent; Carmel +31 percent; Pacific Grove +28 percent; Pebble Beach +24 percent; Del Rey Oaks +19 percent; Carmel Valley +15 percent; Salinas Monterey Highway +13 percent; and Monterey +12 percent.

Let's look at the five-year appreciation rate. This is a particularly appropriate comparison, since 1999 predates the boom that began in 2000. Here are the gains for that period: Seaside +197 percent; Marina +132 percent; Del Rey Oaks +124 percent; South Coast +118 percent; Carmel +99 percent; Salinas Monterey Highway +92 percent; Pacific Grove +91 percent; Monterey +76 percent; Pebble Beach +74 percent; and Carmel Valley +64 percent.

The fourth quarter

We didn't get much of a break during the holidays. At a time when most think the real estate market would pause, people were out looking and buying. The activity was down a little bit from last year (352 sales in the quarter as opposed to 378 last year), but the dollar volume was up 19 percent, reaching \$392,755,000.

Our Market Barometer, which mea-

sures the percentage of listing in escrow, was strong on Jan. 1, pointing to a good first quarter of 2005. Marina topped the list with 60 percent of its listings in escrow. Seven of the 10 markets had barometer readings over 30 percent and not a single market fell below 20 percent, our traditional benchmark for a decent market.

In all, it was a strong quarter capping off an unbelievable year. It is doubtful the 2004 pace can be duplicated in 2005, yet the beginning of the year seems to indicate that the market will continue to be strong.

■ Paul & Nellie Brocchini and Mark Ryan are real estate agents with Coldwell Banker Del

Monte Realty Company in Carmel and are regular contributors to The Pine Cone. They can be reached at the Carmel office at (831) 626-2221 or (831) 238-1498 or by email at paulnel@carmelabodes.com.

The charts are based in whole or in part on data supplied by the Monterey County Association of Realtors' Multiple Listing Service (MLS). Neither the association nor the MLS guarantees or is responsible for their accuracy. Data maintained by the association or its MLS may not reflect all real estate activity in the market.

Median Sales Price Comparison (dollars)

	2000	2001	2002	2003	2004
Carmel	308,424,000	189,831,000	249,200,000	252,697,213	419,857,000
Carmel Valley	105,971,000	79,831,000	136,412,000	134,789,075	179,651,000
Del Rey Oaks	4,158,000	6,205,000	11,980,000	12,403,538	11,110,000
Marina	33,087,000	33,816,000	43,621,000	49,481,850	80,965,000
Monterey	92,308,000	66,926,000	102,473,000	111,686,616	146,477,000
Pacific Grove	111,666,000	73,508,000	103,933,000	127,843,400	147,122,000
Pebble Beach	269,604,000	110,720,000	146,953,000	157,428,013	206,724,000
Salinas Highway	99,657,000	121,389,000	180,003,000	186,966,146	211,892,000
Seaside	40,332,000	50,703,000	68,367,000	81,958,608	119,459,000
South Coast	120,248,000	31,622,000	36,903,000	38,315,000	80,050,000
Totals	\$1,185,455,000	\$764,551,000	\$1,079,845,000	\$1,153,569,459	\$1,603,307,000

Median Sales Price Comparison (dollars)

	1996	1997	1998	1999	2000	2001	2002	2003	2004
Carmel	480,000	522,500	567,500	650,000	900,000	850,000	910,000	985,000	1,295,000
Carmel Valley	413,000	488,500	493,000	610,000	670,000	762,500	825,000	870,000	1,000,000
Del Rey Oaks	209,000	210,000	230,000	275,000	365,000	435,000	457,250	515,000	615,000
Marina	188,750	189,500	199,250	245,000	290,000	343,500	369,000	420,000	567,500
Monterey	282,000	282,125	300,000	398,000	489,000	476,100	535,000	625,000	700,000
Pacific Grove	266,000	295,000	352,500	398,250	510,000	555,000	529,500	595,000	762,500
Pebble Beach	530,000	585,000	750,000	745,000	987,250	930,000	1,006,250	1,050,000	1,300,000
Salinas Highway	317,000	369,500	375,000	430,000	510,000	540,000	650,000	730,000	825,000
Seaside	143,800	145,000	160,000	185,000	255,779	317,000	339,000	388,500	549,000
South Coast	775,000	742,500	627,500	770,000	1,292,500	1,100,000	1,660,000	1,175,000	1,675,000

La Villa Dulce



Defective of a French country chateau with a touch of Tuscany, this stunning new BRILLIANT masterpiece is situated up a very private gated driveway off nearly a dozen lots in the prime area of Carmel. It's just 200' to the pristine sands of Carmel River beach. Features include a grand room dominated by a 15th century French fireplace, gourmet commercial kitchen and luxurious master suite. With

and more to mention, many more surprises await the person who visits La Villa Dulce. Offered at \$8,200,000.



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GRAND ESTATE ON CYPRESS POINT Pebble Beach, California



1215 Sombria Lane, Pebble Beach

This gracious Pebble Beach estate is located on the 4th fairway of the world famous Cypress Point Club with views of fairways, greens and white-water of the Pacific. An expansive and private tile patio with a built-in hot tub overlooks a putting green in the backyard. Highlights include a home theatre that seats eight, an elevator, high ceilings, exposed beams, rich wood paneling, gleaming hardwood floors, French doors with leaded glass and a gourmet kitchen that was featured in Sunset magazine.

Offered at \$5,450,000.

PETER D. BUTLER II

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Monterey Development Group, in its continuous effort to improve its product, reserves the right in its sole discretion to change phases, floorplans, elevations, square footage, specifications and prices without notice. Square footages approximate.



POLICE LOG

From page 4A

MONDAY, JANUARY 17

Carmel-by-the-Sea: Five citations for vehicle code violations issued on Santa Lucia in the morning hours.

Carmel-by-the-Sea: Subject reported finding a Motorola Blue Tooth headset on Ocean Avenue on Saturday night.

Carmel-by-the-Sea: Suspicious circumstances. Subject found a 35mm film container in a small planter box on Casanova Street. The container appeared to have been in the planter for quite some time. It was filled with dead leaves. There was also an impression of a shoe print near the front door. She didn't know who it belonged to. Nothing was taken or tampered with and there was no sign of forced entry. Photos were taken of imprint.

Carmel-by-the-Sea: Casanova Street resident suspected that unknown subject(s) entered her house while she was not home. She stated nothing was missing and there was no sign of forced entry.

Carmel-by-the-Sea: Engine responded to a reported water leak at a residence at Mission and Fourth. With ambulance on scene, secured the water to the unit by shutting off the meter and awaited arrival of a locksmith as the unit's owner was out of town with no contact number available. Locksmith picked the locks to the unit and the crew made entry to clean up a small amount of water on the first and second floors, the leak being the result of a broken water line under the kitchen sink.

Carmel Valley: A 55-year-old male Sky Ranch Road resident suffered a self-inflicted

gunshot wound to the face. He was transported by helicopter to Stanford Medical Center, where he is listed in critical condition.

Carmel Valley: A 43-year-old female reported she was being harassed by a male adult while she was walking her dog at Mid Valley Shopping Center at 1915 hours. The male was gone upon arrival.

TUESDAY, JANUARY 18

Carmel-by-the-Sea: A male suspect, age 29, was arrested on Santa Lucia, cited and released for a vehicle code violation — driving without a license.

Carmel-by-the-Sea: Subject reported he lost his Motorola Star Tac phone while jogging on Ocean Avenue.

Carmel: At 1126 hours, a city employee found a stray dog in the residential area on Rio Road and brought the dog into the police department. The dog was held at the temporary kennels until it could be transported to Monterey County Animal Services. On 01-19 follow-up, information showed the owner was located and the dog was to be returned to the owner. No further action needed.

Carmel-by-the-Sea: Subject stated he had parked his car in front of his Lobos Street residence on 01-17 at approximately 2200 hours. At that time, his speakers were in the rear area of the vehicle. He said he left his vehicle unlocked prior to retiring for the night. When he went to his car on 01-18 at 1000 hours, he noticed his two freestanding speakers were missing from the back of the car. He did not hear anything during the night and has no idea who may have taken the speakers. He wanted to report this in the event there were similar incidents in the area. Advised him close patrol would be placed in the area.

Carmel-by-the-Sea: Dolores Street resident reported unknown subject(s) has been taking miscellaneous items from her home and purse and returning them without her knowledge. She thought the subject was doing this to upset and annoy her. She suspected it was her estranged husband. Information only.

Carmel-by-the-Sea: Officers responded with CFD to a female adult on Torres Street who might have accidentally ingested a small amount of a caustic substance. After making contact with the subject and her family, it was determined the incident was accidental in nature and the subject would suffer no ill effects.

Carmel-by-the-Sea: Engine responded to request for auto-aid to a reported structure fire at Hacienda Carmel off of Carmel Valley Road at Via Mallorca. Canceled by CDF dispatch.

Carmel Valley: A female juvenile, age 15, ingested 60 Aleve in an attempt to win her

mother's sympathy and let her go out with her friends. She was transported to CHOMP.

Carmel Valley: A 79-year-old male Pancho Way resident reported the rear license plate from his vehicle was lost or stolen sometime between 01-16 and 01-18.

Carmel Valley: Female, 55, reported a possible combative subject needing medical attention at a Wawona Road residence. Contacted a male, who appeared fine and not meeting the criteria for a 72-hour hold under Section 5150 of the Welfare & Institutions Code as suggested by the female caller and the live-in caregiver.

WEDNESDAY, JANUARY 19

Carmel-by-the-Sea: A male subject fell in the roadway at Dolores and 12th. The subject

See **POLICE LOG** page 8B

"A Pinch of Paradise with Carmel Cabin"



Enjoy the spirit and ambience of an era gone by in this circa 1909 fishing camp. This home is thought to be one of the original cabins in Camp Carmel, now known as "Camp Steffani" — located on the Carmel River (Creek) one mile past the Village. Priced to sell at \$495,000!

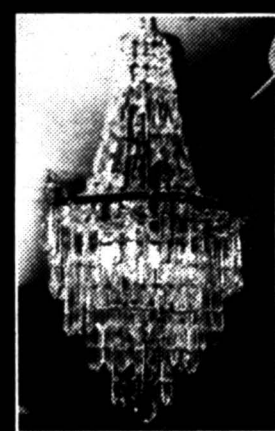
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Chandeliers...

French, Antique. Reflects the blue of the mesmerizing sea beyond... the sunny ochre warmth of the dining room. Restored vintage Mediterranean. Carmel Point. \$5,550,000.

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Tierra Grande - Carmel Valley
Enjoy the spectacular valley views from this beautiful 3 bedroom, 2 bath Tierra Grande home. This Carmel Valley home offers 2,700 square feet of living space, tiled kitchen and bath, tons of natural sunlight, a 2-car garage and room for your own private vineyards. All within minutes of mid-valley shopping. \$1,075,000.



Las Palmas II
Shows like a model home - 6 years new with 3 BD, 2.5 BA, custom built patio BBQ area, air conditioning, ex-lg walk-in closet, and a fabulous location. Truly a beautiful home. \$765,000.



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SPANISH BAY. Expansive ocean views & wonderful sunsets come with this beautiful condominium, in immaculate condition, with pleasant amenities, lovely, colorful gardens, 3 bedrooms, 3 1/2 baths, formal dining room, study, wet bar, gourmet kitchen and a separate workout room. **\$3,200,000.**

Special Values...

HACIENDA CARMEL. This very nice, light & bright studio unit, in this community for those 55 years of age or above, has a 3-panel sliding glass door which opens to the patio, a fireplace, updated oak cabinets, neutral carpet & vinyl & is located close to the walking berm, parking & Cass Central. Perfect for carefree living. **\$269,500.**

VACATION RENTALS. Carmel cottages with charm & individuality that are the essence of Carmel-by-the-Sea. These beautifully maintained & updated cottages offer you all the comforts of home, including inside laundry, fireplace, parking & are within walking distance to town. Please call **Beverly Allen, ext. 11** for vacation & long-term rentals.



Court of the Golden Bough on Ocean Ave.
between Lincoln & Monte Verde • Carmel

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Parrish
&
Wendy
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Carmel, CA 93921



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www.welcomehomecarmel.com

POLICE LOG

From page 7B

possibly fell due to his level of intoxication. He was subsequently transported to CHOMP.

Carmel-by-the-Sea: Carmel P.D. received a courtesy report

Monica Barbour

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array of
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from Tiburon police concerning a theft of monies, by use of fictitious and forged documents, from a local bank in Carmel.

Carmel-by-the-Sea: Female Casanova Street resident called to report that her watch was missing from her house. She said the last time she remembered seeing the watch was in the fall of 2004. She began looking for it in December. Recently, she "turned her house upside down" looking for it and could not find it. She wanted it reported in case it gets found.

Carmel-by-the-Sea: On 01-17, a Casanova Street resident called an officer to her house to report a suspicious footprint in her house. She said the last time she cleaned her floor was on the ninth or 10th. Since that time only police and her girlfriend have walked on the floor. A photo was taken of the partial footprint and compared to several boot prints of officers in the department. It was inconclusive as to whether the print came from the compared boots. On 01-19, she called the station again, and she was told the comparison was inconclusive.

Carmel-by-the-Sea: An Ocean Avenue business reported possible theft of merchandise over a three-month period by an employee that has since been terminated.

Carmel-by-the-Sea: Units responded to report of a vehicle fire at the Bruno's Market parking lot. Arrived on scene and found a brown Toyota pickup truck fully involved in fire. Everyone was out of the vehicle. CFD arrived and extinguished the fire. The heat and debris caused minor to moderate heat damage to a Toyota and an Acura parked on either side. CFD determined the fire appeared to have started within the cab of the truck. Due to the extensive damage, it was impossible to determine the exact cause. No evidence of any foul play or arson.

Carmel-by-the-Sea: Suspicious circumstances reported in a Casanova Street home.

Carmel-by-the-Sea: Officers responded to help a stranded motorist who had run out of gas near Scenic at 2228 hours. With the help of officers and Carmel Chevron, the motorist was provided enough gas to get her to her destination.

Carmel-by-the-Sea: Engine responded to medical emergency on Dolores. Firefighters assisted ambulance with patient assessment and vitals.

Carmel-by-the-Sea: Engine and battalion chief responded to a liquid fuel spill at Dolores and Fifth. On scene, applied absorbent to an approximately 12-inch diameter spill, as the vehicle was gone on arrival.

Carmel-by-the-Sea: Engine and ambulance responded to a medical emergency on Junipero and Fourth at the police station. On scene, firefighters assisted ambulance crew with vitals, EKG, I.V., patient report information and loading for an elderly male with substernal chest pain. Patient was transported to CHOMP by ambulance.

Carmel-by-the-Sea: Engine responded to a reported vehicle fire at Junipero and Sixth. At scene, utilized 100 feet of 1 3/4-inch hose and approximately 200 gallons of water to extinguish and overhaul a fully involved vehicle fire. Investigation of vehicle and statement provided by passenger indicated apparent cause of ignition was from an electrical short under the dash in the area of the stereo. Statement provided by the driver indicated the car had been parked and shut off for approximately five minutes prior to the start of the fire. Vehicle was determined to be a total loss at \$3,000, including contents. Additionally, two vehicles in the parking lot adjacent on either side of the fire vehicle sustained minor scorching from heat exposure at an estimated damage of approximately \$500 each.

Carmel-by-the-Sea: Engine responded to report of wires down at Guadalupe and Second. Flagged and secured a telephone cable to the side of the roadway.

Continues on 13B

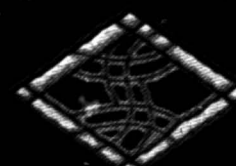
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Create a legacy for your family. Acquire a timeless landscape. Reap the rewards of time spent with loved ones and friends. Savor the peace. The security. The beauty. The Santa Lucia Preserve, 20,000 private and protected acres of California coastal foothills. A community of just 300 home sites. A hundred miles of hiking and riding trails. An equestrian center. A Tom Fazio designed golf course. A sports club. World-class hospitality. Estate home sites from 3 to 86 acres—a very few remain available from \$900,000.

The Preserve Land Company, Inc., Carmel, CA 93921 831-622-8200 www.santaluciapreserve.com



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Carmel
California



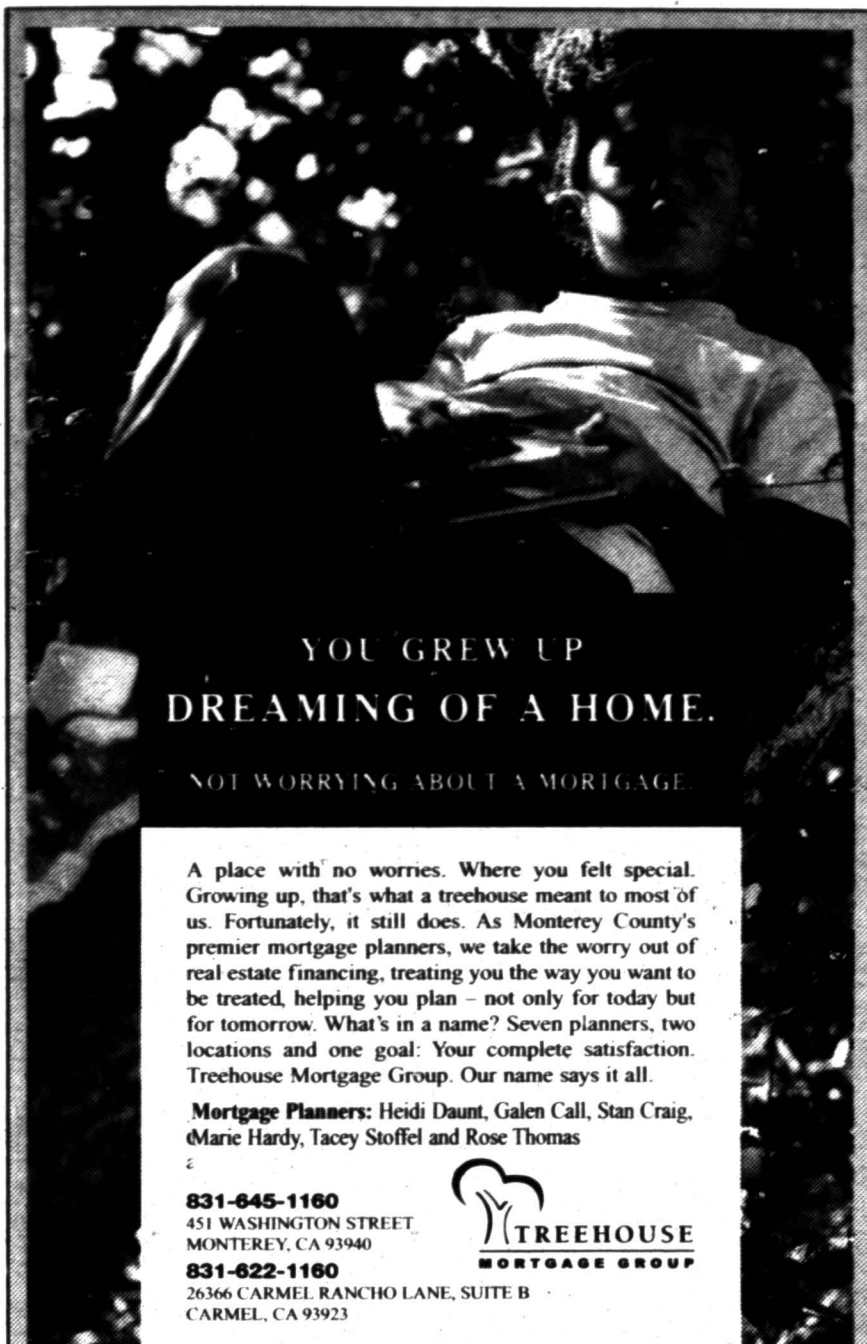
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CARMEL BUSINESS SALES, INC.

Carmel-by-the-Sea 625-5581 FAX 625-2057



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OPEN SAT & SUN 1 - 4



**Vizcaino 15 SW
of Mountain
View, Carmel**

Above and beyond falls short of describing the exceptional value awaiting you in this Carmel residential compound! The primary residence is a like-new 3-bedroom, 2-bath home that has been completely reconstructed with state-of-the-art materials inside and out. Formal entry leads to a spacious living room with Carmel stone fireplace, dining room, huge gourmet kitchen with Viking appliances and etched travertine counters. Enormous master bedroom suite features Carmel stone fireplace and large master bath with travertine counters and floors. Hickory pecan floors throughout with numerous French doors overlooking a huge patio. The second home is a 1-bedroom, 1-bath completely remodeled cottage with kitchen. \$2,195,000



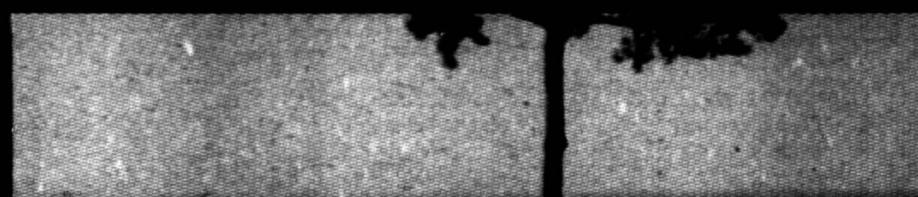
Bill Wilson
Office 831.622.2506
Cell 831.915.1830
Home 831.626.0650
Ocean at Dolores, Carmel

ALAIN PINEL *Realtors*

**CARMEL-BY-THE-SEA**

This 1927 Tudor Revival cottage is a marvel of old time Carmel and a delight of architectural design. Set on 3 lots of record, the 2 bedroom cottage includes carriage house with living quarters and an art studio. This is a great opportunity to revive the historic cottage with its carriage house in place or to create a new home.

Offered at \$2,145,000

**CARMEL HIGHLANDS**

Set privately from the road on an acre of usable land this 3600 square foot home offers 3 bedrooms, 3 1/2 baths, 4 car garage, with open living areas as well as areas for comfortable retreat and spectacular views throughout.

Offered at \$2,250,000

**CARMEL VALLEY**

The most spectacular piece of property has just become available for you to build the country estate of your dreams. The existing equestrian facilities are unparalleled and include such amenities as a newly remodeled barn with 7 Loddon stalls; additional barn with 19 stalls; wash stalls with hot water; 16 turnouts and an all weather ring.

Offered at \$4,250,000

PEBBLE BEACH

Majestically situated along the world renowned 17 Mile Drive in Pebble Beach, this stately mansion commands your attention. Masterfully sited to maximize both views and privacy, this 8 year old, 4 bedroom, 4 full baths plus 2 half bath residence has a well-designed floor plan that offers ocean views from all rooms.

Offered at \$8,989,000

**MONTEREY**

Remodeled for comfort and beauty, this spacious 4 bedroom, 3.5 bath home is approx. 3,600 sq. ft. and offers filtered bay and city light views. An open floor plan, French doors, formal living room, family room off the kitchen and a deck all make this a wonderful home in a great area.

Offered at \$1,525,000

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CARMEL

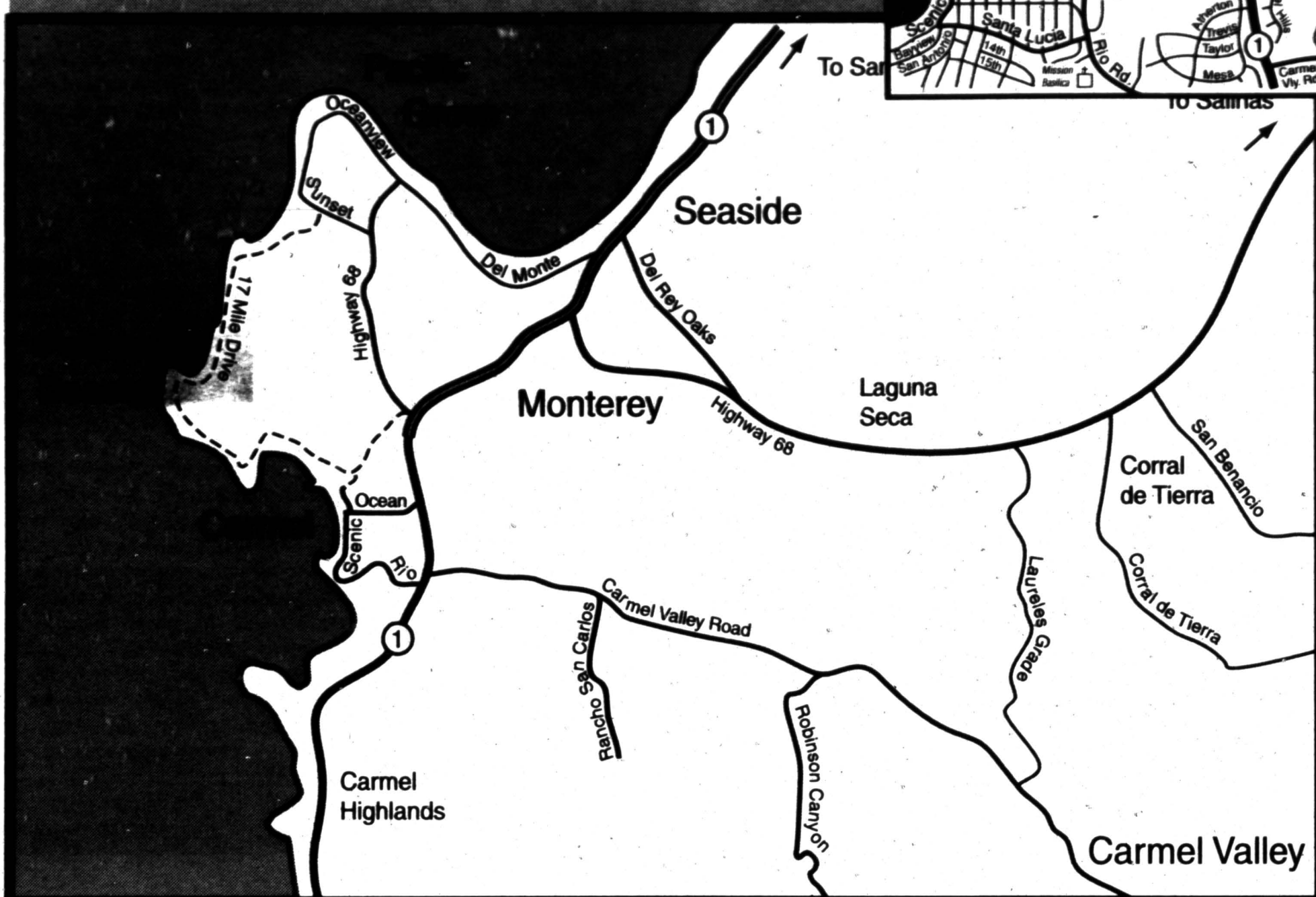
\$1,250,000 3bd 3ba	Su 1-3
24836 Santa Fe	Carmel
ColdwellBanker Del Monte	626-2222
\$1,295,000 3bd 2ba	Su 2-4
24809 Santa Fe	Carmel
Alain Pinel Realtors	622-1040
\$1,295,000 3bd 3ba	Su 1-3
Camino Del Monte & Junipero	Carmel
ColdwellBanker Del Monte	626-2223
\$1,370,000 3bd 2ba	Sa 1-4 Su 1:30-4:30
SW Corner Forest & 7th	Carmel
Alain Pinel Realtors	622-1040
\$1,395,000 3bd 2ba	Sa Su 1-4
3 NW Santa Rita & 3rd	Carmel
Alain Pinel Realtors	622-1040
\$1,395,000 3bd 2ba	Sa Su 1-3
Dolores 3 NW 4th	Carmel
The Mitchell Group	659-2267
\$1,449,000 3bd 2ba	Sa 1-3
Torres 7 NW of 8th	Carmel
ColdwellBanker Del Monte	626-2222
\$1,495,000 3bd 2ba	Sa Su 1-3
Guadalupe 2 NW 2nd	Carmel
ColdwellBanker Del Monte	626-2221
\$1,645,000 2+bd 2.5ba	Sa Su 2-4
SW Corner Monterey & 1st	Carmel
The Mitchell Group	624-0136
\$1,795,000 3bd 2ba	Sa 2-4
Lincoln 2 SW of 4th	Carmel
ColdwellBanker Del Monte	626-2223
\$1,795,000 3bd 2ba	Su 2-4
San Carlos 2 NW 9th	Carmel
The Mitchell Group	624-0136
\$1,800,000 2bd 2ba +den	Sa 1-4 Su 2-4
2 SE Monte Verde & 4th	Carmel
Alain Pinel Realtors	622-1040
\$1,825,000 3bd 2.5ba	Sa 2-4 Su 1-4
Santa Rita 3 SE of 2nd Street	Carmel
Burchell House Properties	624-6461
\$1,899,000 3bd 2ba	Sa 1-5 Su 2-4
SE Corner Lopez & Third	Carmel
The Mitchell Group	624-0136
\$1,899,000 2bd 2ba	Sa Su 1-3
San Carlos 3 NW 9th	Carmel
The Mitchell Group	624-6482
\$1,900,000 3bd 4ba	Sa 1-3
Lopez and 4th NW Corner	Carmel
ColdwellBanker Del Monte	626-2221
\$1,995,000 3bd 2ba	Sa 1-4
3 NE Dolores & 3rd	Carmel
Alain Pinel Realtors	622-1040
\$1,995,000 3bd 2ba	Sa Su 1-3
Lincoln 3 NE 9th	Carmel
ColdwellBanker Del Monte	626-2222

\$1,995,000 2+bd 2ba	Su 1-3
NW Cor San Carlos & 12th	Carmel
The Mitchell Group	624-0136
\$2,195,000 4bd 3ba	Sa Su 1-4
Vizcaino 15 SW of Mt. View	Carmel
ColdwellBanker Del Monte	626-2222
\$2,250,000 3bd 3.5ba	Su 1-3
3435 Rio Road	Carmel
ColdwellBanker Del Monte	626-2223
\$2,400,000	Sa 1-4 Su 2-4
Camino Real 13 NE 4th	Carmel
The Mitchell Group	624-0136
\$2,495,000 4bd 3.5ba	Sa 1-3
2519 16th Avenue	Carmel
ColdwellBanker Del Monte	626-2221
\$2,500,000 2bd 2ba	Sa 2-4
2784 Pradera Rd (R/C)	Carmel
The Mitchell Group	624-6482
\$2,750,000 3br 3.5ba	Sa 11-3 Su 1-4
268 San Remo	Carmel
John Saar Properties	625-0500
\$2,995,000 3bd 3.5ba	Sa 1-3
Dolores 3 SE of 7th - Unit 1	Carmel
ColdwellBanker Del Monte	626-2222
\$2,998,000 5bd 5.5ba+	Su 1-4
3424 7th Ave.	Carmel
Alain Pinel Realtors	622-1040
\$3,795,000 3bd 2ba	Sa Su 1-3
2579 14th Avenue	Carmel
ColdwellBanker Del Monte	626-2221
\$5,950,000 3bd 3ba	Sa Su 1-3
Scenic Road & 10th (R/C)	Carmel
Mid Coast Coast Investments	626-0145
\$6,750,000 4bd 3ba	Sa 1-3
2600 Ribera Road	Carmel
ColdwellBanker Del Monte	626-2222

CARMEL HIGHLANDS

\$1,600,000 2bd 2ba	Sa Su 1
168 Carmel Riviera (R/C)	Crm Highlan
Mid Coast Investments	601-03
\$2,240,000 4bd 3.5ba	Sa 1-3 Su 2
218 Upper Walden Road	Crm Highlan
ColdwellBanker Del Monte	626-22

THIS WEEKEND'S OPEN HOUSES January 29-30

**PACIFIC GROVE**

\$1,699,000 4bd 3ba	Su 2-4
928 Fountain Avenue	Pacific Grove
The Mitchell Group	646-2120
\$1,995,000 2bd 2.5ba	Su 1-4
118 Grand Ave. (R/C)	Pacific Grove
Alain Pinel Realtors	622-1040

PEBBLE BEACH

\$625,000 2bd 2ba	Sa Su 1-3
51 Shepherds Knoll	Pebble Beach
The Mitchell Group	646-2120
\$1,195,000 4br 3ba	Sa 2-4 Su 1-3
3030 Lopez	Pebble Beach
John Saar Properties	625-0500
\$1,239,000 4bd 3ba	Su 12-3
2897 Galleon Road	Pebble Beach
ColdwellBanker Del Monte	626-2222
\$1,295,000 4bd 3.5ba	Su 1-3
2806 Congress	Pebble Beach
ColdwellBanker Del Monte	626-2222
\$1,395,000 3bd 2ba	Sa Su 2-4
1017 San Carlos	Pebble Beach
ColdwellBanker Del Monte	626-2222
\$1,595,000 3bd 2.5ba	Sa 12-3
4105 Crest Road	Pebble Beach
ColdwellBanker Del Monte	626-2222
\$1,949,000 3bd 2.5ba	Su 1-4
4013 Los Altos Road	Pebble Beach
ColdwellBanker Del Monte	626-2221
\$1,990,000 3bd 2.5ba	Sa Su 1-4
1060 Rodeo Road	Pebble Beach
Alain Pinel Realtors	622-1040
\$2,795,000 4bd 4+ba	Sa 1-4
64 Spanish Bay Circle	Pebble Beach
ColdwellBanker Del Monte	626-2222
\$2,795,000 3bd 3.5ba	Sa 1-4 Su 1-3
60 Spanish Bay Circle	Pebble Beach
ColdwellBanker Del Monte	626-2222
\$3,200,000 3bd 3.5ba	Sa Su 1-3
75 Spanish Bay Circle	Pebble Beach
Fouratt-Simmons Real Estate	624-3829
\$3,495,000 3bd 4.5ba	Sa Su 1-4
3978 Ronda Rd	Pebble Beach
Alain Pinel Realtors	622-1040
\$4,495,000 3bd 2.5ba	Sa Su 1-4
982 Coral Drive	Pebble Beach
The Mitchell Group	646-2120
\$8,950,000 3bd 3.5ba	Sa Su 1-4
3361 17 Mile Drive	Pebble Beach
ColdwellBanker Del Monte	626-2222

SEASIDE

\$999,999 4bd 3ba	Sa Su 1-3
4980 Peninsula Point Drive	Seaside
ColdwellBanker Del Monte	626-2222

SOUTH COAST

\$4,000,000 5br 4+ba	Sa Su 11-3
36296 Garrapata Ridge	South Coast
John Saar Properties	625-0500

CARMEL VALLEY

\$635,000 2bd 2ba	Sa 1-3:30
26 Del Mesa Carmel	Carmel Valley
ColdwellBanker Del Monte	626-2222
\$720,000 2bd 2ba	Sa Su 1-3:30
257 Del Mesa Carmel	Carmel Valley
ColdwellBanker Del Monte	626-2222
\$759,000 2bd 2ba	Sa Su 11-2
28 Camino de Tradesia	Carmel Valley
Alain Pinel Realtors	622-1040
\$786,500 3bd 3ba	Sa 1-3
27 Paso Cresta	Carmel Valley
The Mitchell Group	659-2267
\$875,000 2bd 2ba	Su 1:30-4
27435 Loma Del Rey	Carmel Valley
Alain Pinel Realtors	622-1040
\$1,185,000 3bd 3+ba	Sa 12-4
69 E Garzas Road	Carmel Valley
The Mitchell Group	659-2267
\$1,195,000 3br 2ba	Sa Su 1-3
24900 Pine Hills Dr.	Carmel Valley
John Saar Properties	625-0500
\$1,200,000 3bd 3ba	Su 2-4
9320 Los Prados	Carmel Valley
ColdwellBanker Del Monte	626-2221
\$1,200,000 2bd 2.5ba	Sa Su 2-4
10464 Fairway Lane	Carmel Valley
The Mitchell Group	659-2267
\$1,295,000 3bd 2ba	Su 2-4
8066 Lake Place	Carmel Valley
The Mitchell Group	659-2267
\$1,525,000 4bd 3ba	Sa 1-4 Su 2-4
7046 Valley Greens Circle	Carmel Valley
Burchell House Properties	624-6461
\$1,525,000 3bd 2ba	Sa 1-4
7039 Valley Greens Cir (R/C)	Carmel Valley
The Mitchell Group	659-2267

\$1,595,000 4bd 4.5ba	Su 1-4
10674 Locust Court	Carmel Valley
Burchell House Properties	624-6461
\$1,995,000 3bd 2ba	Su 1-3
7067 Valley Greens Circle	Carmel Valley
ColdwellBanker Del Monte	626-2221

DEL REY OAKS

\$749,000 3bd 2ba	Su 2-4
977 Angelus Way	Del Rey Oaks
The Mitchell Group	646-2120

MONTEREY

\$595,000 2bd 2ba	Su 1-3
400 Mar Vista Dr #27	Monterey
The Mitchell Group	646-2120
\$650,000 2bd 2.5ba +	Su 1-3
51 Montsalas	Monterey
Alain Pinel Realtors	622-1040
\$849,995 3br 2ba	Sa Su 2-4
12 Skyline Crest	Monterey
John Saar Properties	622-7227
\$885,000 3br 1.5ba	Sa Su 1-3
238 Mar Vista	Monterey
John Saar Properties	625-0500
\$895,000 4bd 1.5ba	Su 1-3
980 Jefferson Street	Monterey
ColdwellBanker Del Monte	626-2222
\$1,525,000 4bd 3.5ba	Sa 1:30-3:30 Su 1-4
400 Dry Creek	Monterey
Alain Pinel Realtors	622-1040
\$2,595,000 4bd 3+ba	Su 12-3
1099 Alta Mesa	Monterey
The Mitchell Group	646-2120

MONTEREY SALINAS HWY.

\$1,098,000 3bd 2ba	Su 12-2
18301 Corral del Cielo Road	Mtry/Sins Hwy
ColdwellBanker Del Monte	626-2226
\$1,390,000 2br 3ba	Sa 1-3
435 Corral de Tierra	Mtry/Sins Hwy
John Saar Properties	625-0500
\$1,499,000 3bd 4.5ba	Sa 2:30-4:30
13690 Tierra Spur	Mtry/Sins Hwy
ColdwellBanker Del Monte	626-2222
\$1,499,000 3bd 4.5ba	Su 12-2
13690 Tierra Spur	Mtry/Sins Hwy
ColdwellBanker Del Monte	626-2222
\$1,575,000 5br 4+ba	Sa 2-4 Su 1-4
23775 Spectacular Bid	Mtry/Sins Hwy
John Saar Properties	625-0500
\$1,679,000 4bd 4.5ba	Sa 12-2
19838 Spring Ridge Terrace	Mtry/Sins Hwy
ColdwellBanker Del Monte	626-2222
\$1,679,000 4bd 4.5ba	Su 2:30-4:30
19838 Spring Ridge Terrace	Mtry/Sins Hwy
ColdwellBanker Del Monte	626-2222
\$1,685,000 3bd 3.5ba	Su 1-4
127 Las Brisas (R/C)	Mtry/Sins Hwy
The Mitchell Group	659-2267
\$1,685,000 3bd 3.5ba	Sa 12:30-4:30
127 Las Brisas	Mtry/Sins Hwy
The Mitchell Group	659-2267
\$1,795,000 4bd 3.5ba	Su 1-4
19815 Spring Ridge	Mtry/Sins Hwy
Alain Pinel Realtors	622-1040
\$2,695,000 4bd 4.5ba	Sa 2-4
2 Estate Drive	Mtry/Sins Hwy
ColdwellBanker Del Monte	626-2223
\$3,600,000 5bd 5ba	Sa Su 1-4
107 El Torneo Court	Mtry/Sins Hwy
Alain Pinel Realtors	622-1040
\$4,295,000 5bd 5+ba	Sa 10-12
610 Belavida	Mtry/Sins Hwy
The Mitchell Group	659-2267

Oceanview at Yankee Point

OPEN SAT & SUN 1-3

JUST LISTED!
168 Carmel Riviera

Sited to take advantage of the ocean views, and set back from the road for privacy, this Yankee Point home is located in the desirable Carmel Highlands just one block from the ocean. Designed around an interior stone courtyard,

this comfortable light-filled home with a sensible floor plan has room for expansion and is an excellent investment opportunity. Offered at \$1,600,000.

**MID COAST INVESTMENTS**

Richard Probasco 601-0330 or Honey Williams 624-8401



Alain Pinel Realtors



Jamal Noorzoy
2004 Top Producer
2004 Top Selling Agent



Victoria Feldman

"The Just Remember Team"
2004 Top Listing Agents



J.R. Rouse

2004 Top 10 Producing Agents

- In Alphabetical Order -



Kristi Arnold



Kim DiBenedetto



Victoria Feldman



Jack Gelke



Marita Johnson



David Mauldin



Jamal Noorzoy



J.R. Rouse



Pat Ward



Carla White

APR - CARMEL

Jumpers b/w 5th & 6th ~ Carmel-by-the-Sea

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ALAIN PINEL
REALTORS

PUBLIC NOTICES • PUBLIC NOTICES • PUBLIC NOTICES

FICTITIOUS BUSINESS NAME STATEMENT File No. 20042923. The following person(s) is(are) doing business as: **KELLER WILLIAMS REALTY**, 26364 Carmel Rancho Lane, Carmel, CA 93923. **SHARON LEE GEDRYN**, 9 White Tail Ln., Monterey, CA 93940. This business is conducted by a limited partnership. Registrant commenced to transact business under the fictitious business name or names listed above on Dec. 1, 2004. (s) Sharon Gedryn. This statement was filed with the County Clerk of Monterey County on Dec. 28, 2004. Publication dates: Jan. 7, 14, 21, 28, 2005. (PC102)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20042923. The following person(s) is(are) doing business as: **LET IT BEAD**, 700 Canyon Row #CC, Monterey, CA 93940. **KRIS L. AVINA-ROSCOE**, 1085 Trappers Trail, Pebble Beach, CA 93955. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on 1994. (s) Kris L. Avina-Roscoe. This statement was filed with the County Clerk of Monterey County on Dec. 17, 2004. Publication dates: Jan. 7, 14, 21, 28, 2005. (PC103)

SUMMONS - FAMILY LAW CASE NUMBER: DR 42768 NOTICE TO RESPONDENT: MARIA LOPEZ

You are being sued.

PETITIONER'S NAME IS: MANUEL OLIVERA V. PACHECO You have 30 CALENDAR DAYS after this Summons and Petition are served on you to file a response (form FL-120) at the court and have a copy served on the petitioner. A letter or phone call will not protect you.

If you do not file your Response on time, the court may make orders affecting your marriage, your property, and custody of your children. You may be ordered to pay support and attorney fees and costs. If you cannot pay the filing fee, ask the clerk for a fee waiver form.

If you want legal advice, contact a lawyer immediately. **NOTICE:** The restraining orders on the back are effective against both husband and wife until the petition is dismissed, a judgement is entered, or the court makes further orders. These orders are enforceable anywhere in California by any law enforcement officer who has received or seen a copy of them.

The name and address of the court is: **SUPERIOR COURT OF CALIFORNIA, COUNTY OF MONTEREY 1200 AGUAJITO ROAD MONTEREY, CA 93940**

The name, address and telephone number of the petitioner's attorney, or petitioner without an attorney, is: **MANUEL V. PACHECO 1551 El Dorado Drive Salinas, CA 93906 (831) 446-1888**

Notice to the person served: You are served as an individual. Date: Dec. 17, 2004. (s) Lisa M. Galois, Clerk by C.J. Camacho, Deputy Publication Dates: Jan. 7, 14, 21, 28, 2005. (PC 104)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20042874. The following person(s) is(are) doing business as: **SYLVIA'S DANISH PASTRY**, 403 Mid Valley Center, Carmel Valley, CA 93923. **RICHARD STEVEN BAGBY**, 135 White Oaks Lane, Carmel Valley, CA 93924. **DONNA DEL BAGBY**, 135 White Oaks Lane, Carmel Valley, CA 93924. This business is conducted by a husband and wife. Registrant commenced to transact business under the fictitious business name or names listed above on Nov. 16, 2004. (s) Steve Bagby. This statement was filed with the County Clerk of Monterey County on Dec. 8, 2004. Publication dates: Jan. 7, 14, 21, 28, 2005. (PC105)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20043032. The following person(s) is(are) doing business as: **BUTTERFLY GIRL**, 243 El Dorado Street, Monterey, CA 93940. **CARIA LISA MARTINS**, 22314 Capote Drive, Salinas, CA 93908. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on December 28, 2004 (s) Caria L. Martins. This statement was filed with the County Clerk of Monterey County on Dec. 28, 2004. Publication dates: Jan. 14, 21, 28 & Feb. 4, 2005. (PC107)

NOTICE OF PETITION TO ADMINISTER ESTATE OF STANLEY DAVIS PRESTON, JR.

Case Number MP17450 To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of STANLEY DAVIS PRESTON, JR. A PETITION FOR PROBATE has been filed by PATRICIA JEAN PRESTON in the Superior Court of California, County of MONTEREY.

THE PETITION FOR PROBATE requests that PATRICIA JEAN PRESTON be appointed as personal representative to administer the estate of the decedent.

THE PETITION requests the decedent's will and codicils, if any, be admitted to probate. The will and any codicils are available for examination in the file kept by the court.

A HEARING on the petition will be held on February 4, 2005 at 10:30 a.m., Dept.: 17, in the Superior Court of California, County of Monterey, 1200 Aguajito Road, Monterey, CA 93940.

IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.

IF YOU ARE A CREDITOR or a contingent creditor of the deceased, you must file your claim with the

court and mail a copy to the personal representative appointed by the court within four months from the date of first issuance of letters as provided in Probate Code section 9100. The time for filing claims will not expire before four months from the hearing date noticed above.

YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a Request for Special Notice (form DE-154) of the filing of an inventory and appraisal of estate assets or of any petition or account as provided in Probate Code section 1250. A Request for Special Notice form is available from the court clerk.

Attorney for petitioner: **ROBERT E. WILLIAMS 215 W. Franklin St., #219 Monterey, CA 93940 (831) 372-8053**

This statement was filed with the County Clerk of Monterey County on Jan. 10, 2005.

Publication dates: Jan. 14, 21, 28, 2005. (PC109)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20050072. The following person(s) is(are) doing business as: **THE BIG SUR RIVER INN**, Hwy. 1 at Phanager Creek, Big Sur, CA. **THE RIVER INN, A CALIFORNIA LIMITED PARTNERSHIP**, Highway 1 at Phanager Creek, Big Sur, CA 93920. This business is conducted by a limited partnership. Registrant commenced to transact business under the fictitious business name or names listed above on January 5, 1982. (s) Alan Perlmutter. This statement was filed with the County Clerk of Monterey County on Jan. 12, 2005. Publication dates: Jan. 14, 21, 28, Feb. 4, 2005. (PC111)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20050068. The following person(s) is(are) doing business as: **CANNERY ROW 585 BUILDING**, 585 Cannery Row, Monterey, CA 93940. **ANGELO ISRAEL SHAKE**, 421 Martin St., Monterey, CA 93940. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on Jan. 11, 2005. (s) Angelo Israel Shake. This statement was filed with the County Clerk of Monterey County on Jan. 11, 2005. Publication dates: Jan. 21, 28, Feb. 4, 11, 2005. (PC122)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20050013. The following person(s) is(are) doing business as: **eTryOn**, 395 Del Monte Center #117, Monterey, CA 93940. **ADAM MORO**, 781 Martin St., Monterey, CA 93940. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on N/A. (s) Adam Moro. This statement was filed with the County Clerk of Monterey County on Jan. 3, 2005. Publication dates: Jan. 21, 28, Feb. 4, 11, 2005. (PC116)

SUMMONS CASE NUMBER: M 67460 NOTICE TO DEFENDANT: KIM MAUREEN MITCHELL; and DAVID L. MITCHELL; and DOES 1 to 10; YOU ARE BEING SUED BY PLAINTIFF: ANTONIO CRICELLI; and NINA WILCOX

You have 30 CALENDAR DAYS after this summons is served on you to file a typewritten response at this court. A letter or phone call will not protect you; your typewritten response must be in proper legal form if you want the court to hear your case.

If you do not file your response on time, you may lose the case, and your wages, money and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office (listed in the phone book).

The name and address of the court is: **MONTEREY SUPERIOR COURT 1200 AGUAJITO ROAD MONTEREY, CALIFORNIA 93940**

The name, address and telephone number of the plaintiff's attorney, or plaintiff without an attorney, is: **Robert E. Rosenthal (Bar #57343) BOHNER, ROSENTHAL & DUSEN-BURY 555 Abrego Street, 2nd Floor Monterey, California 93940 (831) 648-5551 Fax (831) 648-0272**

Date: Oct. 22, 2003 (s) Sherri L. Pedersen, Clerk by Regina Pak, Deputy Publication Dates: Jan. 14, 21, Feb. 4, 11, 2005. (PC 106)

NOTICE OF PETITION TO ADMINISTER ESTATE OF VIOLET V. PEACOCK Case Number MP17468

To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of VIOLET V. PEACOCK, VIOLET PEACOCK A PETITION FOR PROBATE has been filed by CLIFFORD KALLIS in the Superior Court of California, County of MONTEREY.

THE PETITION FOR PROBATE requests that CLIFFORD KALLIS be appointed as personal representative to administer the estate of the decedent.

THE PETITION requests the decedent's will and codicils, if any, be admitted to probate. The will and any codicils are available for examination in the file kept by the court.

A HEARING on the petition will be held on February 4, 2005 at 10:30 a.m., Dept.: 17, in the Superior Court of California, County of Monterey, 1200 Aguajito Road, Monterey, CA 93940.

actions, however, the personal representative will be required to give notice to interested persons unless they have waived notice or consented to the proposed action.) The independent administration authority will be granted unless an interested person files an objection to the petition and shows good cause why the court should not grant the authority.

A HEARING on the petition will be held on February 18, 2005 at 10:30 a.m., Dept.: 16, in the Superior Court of California, County of Monterey, 1200 Aguajito Road, Monterey, CA 93940.

IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.

IF YOU ARE A CREDITOR or a contingent creditor of the deceased, you must file your claim with the court and mail a copy to the personal representative appointed by the court within four months from the date of first issuance of letters as provided in Probate Code section 9100. The time for filing claims will not expire before four months from the hearing date noticed above.

YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a Request for Special Notice (form DE-154) of the filing of an inventory and appraisal of estate assets or of any petition or account as provided in Probate Code section 1250. A Request for Special Notice form is available from the court clerk.

Attorney for petitioner: **PEGGY A. SCHMIDT Stoner, Welsh & Schmidt 413 Forest Ave. Pacific Grove, CA 93950 (831) 373-1993**

This statement was filed with the County Clerk of Monterey County on Jan. 13, 2005.

Publication dates: Jan. 21, 28, Feb. 4, 2005. (PC117)

SUPERIOR COURT OF CALIFORNIA COUNTY OF MONTEREY ORDER TO SHOW CAUSE FOR CHANGE OF NAME

Case No. M71865. TO ALL INTERESTED PERSONS: petitioner filed a petition with this court for a decree changing names as follows:

A. Present name: GINA RENEE LEIER Proposed name: GINA ROSE RENEE THE COURT ORDERS that all persons interested in this matter shall appear before this court at the hearing indicated below to show cause, if any, why the petition for change of name should not be granted.

NOTICE OF HEARING: FEBRUARY 25, 2005, at 9:00 a.m. The address of the court is 1200 Aguajito Road, Monterey, CA 93940.

A copy of this Order to Show Cause shall be published at least once each week for four successive weeks prior to the date set for hearing on the petition in the following newspaper of general circulation, printed in this county: The Carmel Pine Cone, Carmel.

(s) ROBERT OFARRELL Judge of the Superior Court Date filed: JAN. 4, 2005 Publication dates: JAN. 21, 28, FEB. 4, 2005. (PC 118)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20050073. The following person(s) is(are) doing business as: **HAMLIN PROPERTIES LLC**, 7902 Moss Landing Rd (P.O. Box 307), Moss Landing, CA 95031. **NATHAN ALLEN SAWYER**, 8071 Moss Landing Rd., CA 95031; **KIM SOTANO**, 8572 Laguna Pl., Moss Landing, CA 95031. This business is conducted by a limited partnership. Registrant commenced to transact business under the fictitious business name or names listed above on January 10, 2005. (s) Nathan A. Sawyer. This statement was filed with the County Clerk of Monterey County on Jan. 12, 2005. Publication dates: Jan. 21, 28, Feb. 4, 11, 2005. (PC113)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20050100. The following person(s) is(are) doing business as: **WELCOM HOME**, 3226 San Lucas Rd., Carmel, CA 93923. **SUSAN RAWSON DRISCOLL**, 3226 San Lucas Rd., Carmel, CA 93923. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on N/A. (s) Susan Rawson Driscoll. This statement was filed with the County Clerk of Monterey County on Jan. 14, 2005. Publication dates: Jan. 21, 28, Feb. 4, 11, 2005. (PC121)

SUMMONS CASE NUMBER: O4C01498 NOTICE TO DEFENDANT: LAWRENCE L. FOREMAN aka LAWRENCE FOREMAN aka LARRY L. FOREMAN aka LARRY FOREMAN, CALIFORNIA DEPARTMENT OF MOTOR VEHICLES and DOES 1 through 200, inclusive YOU ARE BEING SUED BY PLAINTIFF: JUSTICE FEDERAL CREDIT UNION aka WILSHIRE WEST FEDERAL CREDIT UNION

You have 30 CALENDAR DAYS after this summons is served on you to file a typewritten response at this court. A letter or phone call will not protect you; your typewritten response must be in proper legal form if you want the court to hear your case.

If you do not file your response on time, you may lose the case, and your wages, money and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these services at groups at the California Legal Services Web site (www.legalhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association.

The name and address of the court is: **SUPERIOR COURT OF CALIFORNIA COUNTY OF LOS ANGELES One Regent Street LIMITED CIVIL JURISDICTION Inglewood, CA 90301-1295**

The name, address and telephone number of the plaintiff's attorney, or plaintiff without an attorney, is: **A. LYSA SIMON, Bar Number 94884 17134 Devonshire St., Suite 202 Northridge, CA 91325**

Notice to the person served: You are served as an individual defendant. CCP 416.90 (individual).

Date: June 25, 2004 (s) John A. Clark, Clerk by Sue Lillo, Deputy Publication Dates: Jan. 21, 28, Feb. 4, 11, 2005. (PC 1206)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20050130. The following person(s) is(are) doing business as: **ROSS ENTERPRISES**, 225 Crossroads Blvd., Carmel, CA 93921. **JENNIFER ROSSI**, 508 Monterey Ave., Pacific Grove, CA 93950. **STEVE ROSSI**, 508 Monterey Ave., Pacific Grove, CA 93950. This business is conducted by a husband and wife. Registrant commenced to transact business under the fictitious business name or names listed above on March 2, 2005. (s) Jennifer Rossi. This statement was filed with the County Clerk of Monterey County on Jan. 19, 2005. Publication dates: Jan. 28, Feb. 4, 11, 2005. (PC123)

SUPERIOR COURT OF CALIFORNIA COUNTY OF MONTEREY ORDER TO SHOW CAUSE FOR CHANGE OF NAME

Case No. M72942. TO ALL INTERESTED PERSONS: petitioner, EKATERINA NOVIKOVA, filed a petition with this court for a decree changing names as follows:

A. Present name: EKATERINA NOVIKOVA Proposed name: KATE NOVIKOVA THE COURT ORDERS that all persons interested in this matter shall appear before this court at the hearing indicated below to show cause, if any, why the petition for change of name should not be granted.

NOTICE OF HEARING: Feb. 25, 2005, at 9:00 a.m. The address of the court is 1200 Aguajito Road, Monterey, CA 93940.

A copy of this Order to Show Cause shall be published at least once each week for four successive weeks prior to the date set for hearing on the petition in the following newspaper of general circulation, printed in this county: The Carmel Pine Cone, Carmel.

(s) Michael S. Fields Judge of the Superior Court Date filed: Jan. 19, 2005

Publication dates: Jan. 28, Feb. 4, 11, 18, 2005. (PC124)

NOTICE OF APPLICATION FOR CHANGE IN OWNERSHIP OF ALCOHOLIC BEVERAGE LICENSE. Date of Filing Application: Dec. 21, 2004 To Whom It May Concern: The Name of the Applicants are: **DISSELDOERF STEVEN HENRY** The applicants listed above are applying to the Department of Alcoholic Beverage Control to sell alcoholic beverages at: **SIXTH AVE S/S BTW DOLORES & LINCOLN, CARMEL, CA 93923** Type of license applied for: **41 ON-SALE BEER AND WINE EATING PLACE.** Publication dates: Jan. 28, 2005 (PC125).

FICTITIOUS BUSINESS NAME STATEMENT File No. 20050115. The following person(s) is(are) doing business as: **FLOOR FLOPSE**, #12 San Clemente Dr. Sleepy Hollow, Carmel Valley, CA 93924. **ARLENE ANN MOREY MARIANI**, #12 San Clemente Dr. Sleepy Hollow, Carmel Valley, CA 93924. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on January 2005. (s) Arlene Mariani. This statement was filed with the County Clerk of Monterey County on Jan. 18, 2005. Publication dates: Jan. 28, Feb. 4, 11, 18, 2005. (PC126)

NOTICE OF PETITION TO ADMINISTER ESTATE OF RANDALL EMORY DAVIS Case Number MP 17472

To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of RANDALL EMORY DAVIS, aka RANDALL E. DAVIS, aka RANDALL DAVIS. A PETITION FOR PROBATE has been filed by GORDON LUTES in the Superior Court of California, County of MONTEREY.

THE PETITION FOR PROBATE requests that GORDON LUTES be appointed as personal representative to administer the estate of the decedent.

THE PETITION requests the decedent's will and codicils, if any, be admitted to probate. The will and any codicils are available for examination in the file kept by the court.

A HEARING on the petition will be held on February 4, 2005 at 10:30 a.m., Dept.: 17, in the Superior Court of California, County of Monterey, 1200 Aguajito Road, Monterey, CA 93940.

without obtaining court approval. Before taking certain very important actions, however, the personal representative will be required to give notice to interested persons unless they have waived notice or consented to the proposed action.) The independent administration authority will be granted unless an interested person files an objection to the petition and shows good cause why the court should not grant the authority.

A HEARING on the petition will be held on Feb. 18, 2005 at 10:30 a.m., Dept.: 17, in the Superior Court of California, County of Monterey, 1200 Aguajito Road, Monterey, CA 93940.

IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.

IF YOU ARE A CREDITOR or a contingent creditor of the deceased, you must file your claim with the court and mail a copy to the personal representative appointed by the court within four months from the date of first issuance of letters as provided in Probate Code section 9100. The time for filing claims will not expire before four months from the hearing date noticed above.

YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a Request for Special Notice (form DE-154) of the filing of an inventory and appraisal of estate assets or of any petition or account as provided in Probate Code section 1250. A Request for Special Notice form is available from the court clerk.

Attorney for petitioner: **ROBIN E. BEARE, SBN 113064, 200 Clock Tower Place, Ste. E-207. (s) ROBIN E. BEARE, ESQ. (831) 625-4200.**

This statement was filed with the County Clerk of Monterey County on JAN. 14, 2005.

Publication dates: Jan. 18, Feb. 4, 11, 2005. (PC127)

CITY OF CARMEL-BY-THE-SEA CITY COUNCIL

ORDINANCE NO. 2004-07

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA AMENDING TITLE 10, SECTION 10.32.080 OF THE CARMEL-BY-THE-SEA MUNICIPAL CODE BY ADDING SUB-SECTION (L) REGULATING BEACH PARKING RESTRICTIONS ON SCENIC ROAD BETWEEN EIGHTH AND SANTA LUCIA AVENUES AND AT OCEAN AVENUE/DEL MAR PARKING LOT WEST OF SAN ANTONIO; SECTION (M) REGULATING PARKING TIME AT THE NORTH SUNSET CENTER PARKING LOT; AND (N) REGULATING PARKING TIME AT THE DESIGNATED TOUR BUS ZONE ON JUNIPERO BETWEEN 7TH AND OCEAN AVENUE

WHEREAS, on October 14, 2004, the California Coastal Commission certified the City of Carmel-by-the-Sea Local Coastal Plan (LCP), which reestablished the overlay of Community Plan Districts under Division III - Chapter 17.20.20 M; and

WHEREAS, provisions of the LCP provide for parking regulations and restrictions on Scenic Road or in the Ocean Avenue/Del Mar Parking Lot from midnight until 5:00 a.m. without a City resident's parking permit; and

WHEREAS, in June 2004, the City Council authorized, as a new revenue program, the Pay & Display Parking Program for both the north Sunset Center parking lot and the tour bus parking area on Junipero between 7th and Ocean; and

WHEREAS, in order for the Police Department to enforce the time limits associated with the beach parking restrictions and regulations and the pay and display program, provisions must be made to allow the Department to enforce violations via parking citations(s).

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA DOES HEREBY ORDAIN AS FOLLOWS:

1. Add to Title 10, Chapter 10.32.080 of the Municipal Code as follows: sub-section (L) stating herein "Parking on Scenic Road or in the Ocean Avenue/del Mar Parking Lot. It is unlawful to park on Scenic Road between Eighth Avenue and Santa Lucia Avenue or in the Ocean Avenue/Del Mar Parking Lot west of San Antonio from midnight until 5:00 a.m. without a City resident's parking permit. (MC 17.20.20.M)".

2. Add to Title 10, Chapter 10.32.080 of the Municipal Code as follows: sub-section (M) stating herein "Parking at the North Sunset Center parking lot: It is unlawful for any person to park their vehicle without first obtaining a paid parking coupon for a designated time limit and displaying said coupon in plain view on the driver's side dash. Any vehicles found parked over the specified time limit or not displaying a valid parking coupon will be cited under this section."

3. Add to Title 10, Chapter 10.32.080 of the Municipal Code as follows: sub-section (N) stating herein "Parking at the Designated Tour Bus Zone along Junipero between 7th and Ocean Avenue. It is unlawful for any person to park a tour bus or any other vehicle for hire, designed, used, or maintained for carrying more than 10 persons, without first obtaining a paid parking coupon for a designated time limit and displaying said coupon in plain view on the driver's side dash. Any tour bus, or vehicle for hire, parked beyond the specified time limit or not displaying a valid parking coupon will be cited under this section. Any other vehicle parked in this tour bus zone that does not meet the above criteria will be cited and/or towed at the owner's expense when appropriate signs are posted.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA THIS 4th day of January 2005.

AYES: COUNCIL MEMBERS: Bethel, Cunningham, Hazdovac, Ross, McCloud

NOES: COUNCIL MEMBERS: None

ABSENT: COUNCIL MEMBERS: None

SIGNED: SUE MCCLLOUD, MAYOR
ATTEST: Karen Crouch, City Clerk
Publication dates: Jan. 28, Feb. 4, 11, 18, 2005. (PC130)

NEW FAX NUMBER for Carmel Pine Cone LEGALS 375-5018

POLICE LOG

page 8B

Carmel-by-the-Sea: Engine and ambulance responded to a medical emergency on Mission. Firefighters assisted ambulance with vitals, EKG, I.V., patient report information and loaded an elderly female who had fallen and complained of right thigh pain. Patient transported to CHOMP by ambulance.

Carmel Valley: Male, age 48, reported someone entered his Road residence and removed his wallet.

Carmel Valley: Oak Road resident, age 57, reported a land dispute with her neighbor.

Carmel Valley: A 39-year-old East Carmel Valley Road resident reported a subject on the property who was refusing to be contacted. Subject, who said he wanted to talk to his wife and two daughters, who were staying there temporarily. They were ready to leave.

THURSDAY, JANUARY 20

Carmel-by-the-Sea: A male subject, age 38, came to the station to be booked per the district attorney's office.

Carmel-by-the-Sea: Units responded to report of three subjects possibly casing a jewelry store located at Dolores and Fifth. Upon arrival, contacted the subjects, who were trying to sell a large amount of jewelry. They were interviewed.

Carmel-by-the-Sea: Report of battery on a person at Dolores and Eighth. Dispute between two males involving a car. No signs of injuries.

Carmel-by-the-Sea: Engine and ambulance responded to a medical emergency on Lincoln. On scene, firefighters assisted ambulance crew with assessment and care of an older male complaining of difficulty breathing and severe headache.

Helped load the patient for transport to CHOMP.

Big Sur: A 56-year-old male reported a male suspect identified only as Steve tried to grab him through his window and threw rocks at his car while he was trying to drive away from Willow Creek on Highway 1.

Carmel Valley: Husband reported his 58-year-old wife missing from their Lilac Lane residence. She was found in her vehicle at the Carmel Valley Village shopping center. She was transported to CHOMP by AMR for an insulin shot.

FRIDAY, JANUARY 21

Carmel-by-the-Sea: Mission Street resident reported that sometime during the evening hours, someone damaged a clay pot that was near the front of his property between the fence and the driveway. There are no suspects. Damage totaled \$40.

Carmel-by-the-Sea: Suspicious circumstances on Mission.

Carmel-by-the-Sea: Engine and ambulance responded to a report of a medical emergency on Ridgewood Drive. Found an elderly male lying on the floor, uninjured, requesting assistance back into bed. Noticed the man was unable to ambulate around the home without help. Contacted his daughter in Salinas who drove to the house to assist the man until his live-in helper returned from out of town.

Carmel-by-the-Sea: Engine and ambulance responded to a medical emergency on Camino Real. Firefighters assisted ambulance crew with vitals, bandaging, c-spine, patient report information and loading for an elderly female who had fallen in

a friend's yard, suffering a one-and-a-half-inch laceration to the back of the head. Patient transported to CHOMP by ambulance.

Carmel Valley: A 20-year-old male was arrested at Valley Greens Drive and Carmel Valley Road for driving under the influence of an alcoholic beverage.

Carmel area: A female Highway 1 resident, age 75, reported a suspicious person asking for monetary donations to help him through college. The male subject pretended to be the son of a neighbor whom the resident knew to have no children.

See **POLICE LOG** page 15B

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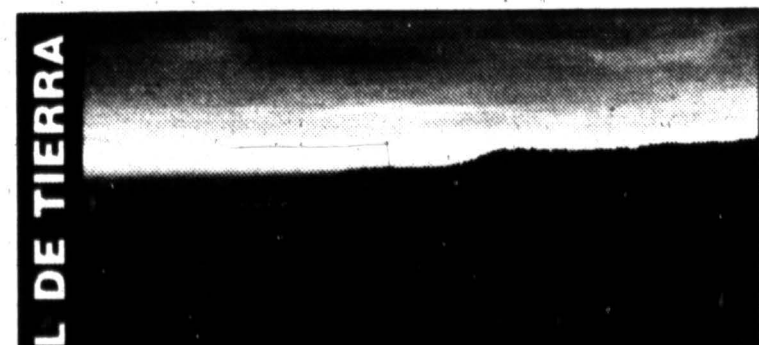
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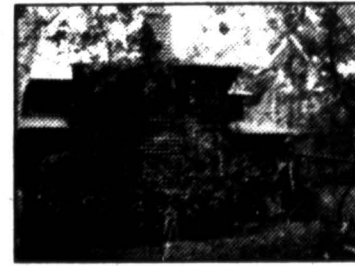
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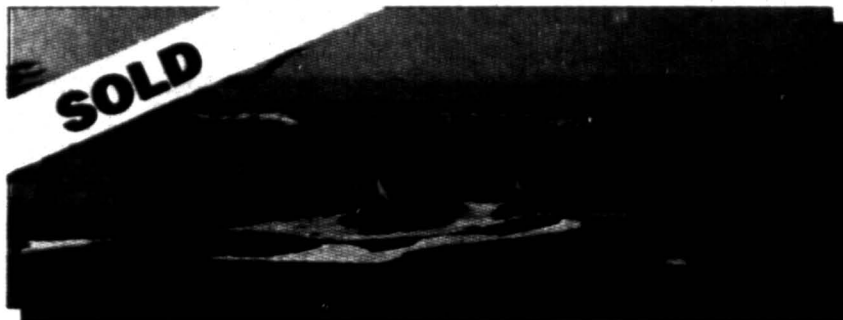
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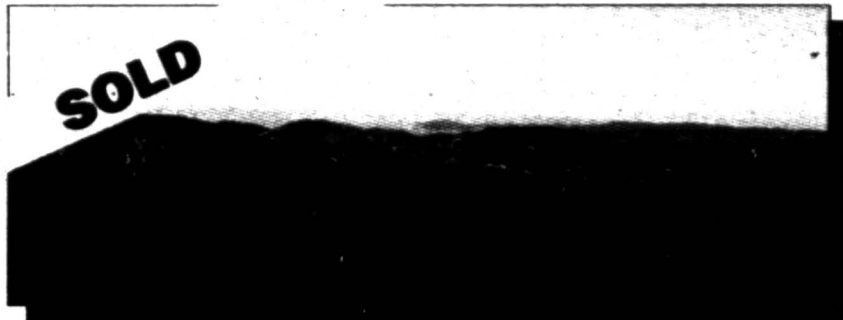
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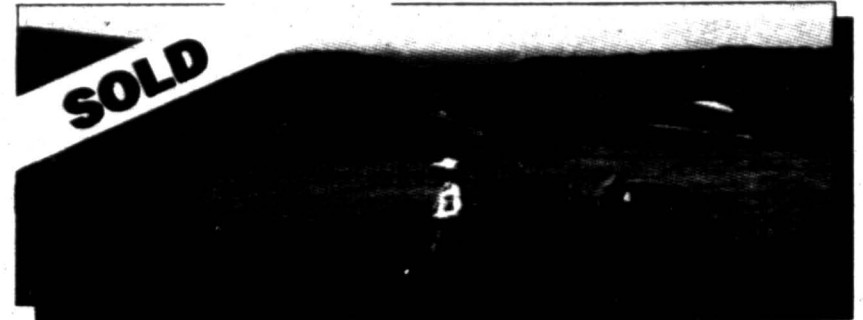
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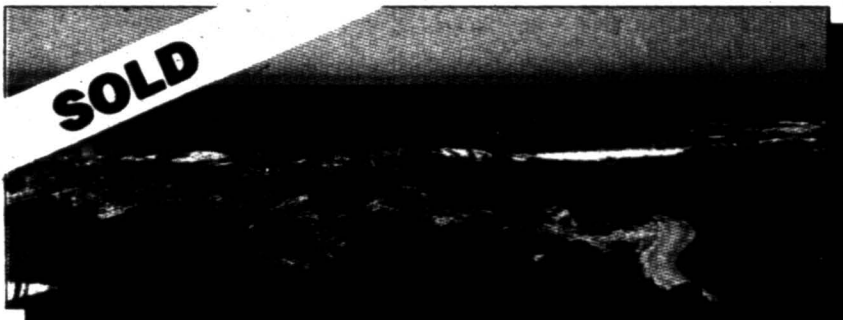
Parcel 8 Quintana, Carmel Valley – \$3,150,000



Deer Path, Pebble Beach – \$2,892,000



Sonada Road, Pebble Beach – \$6,700,000



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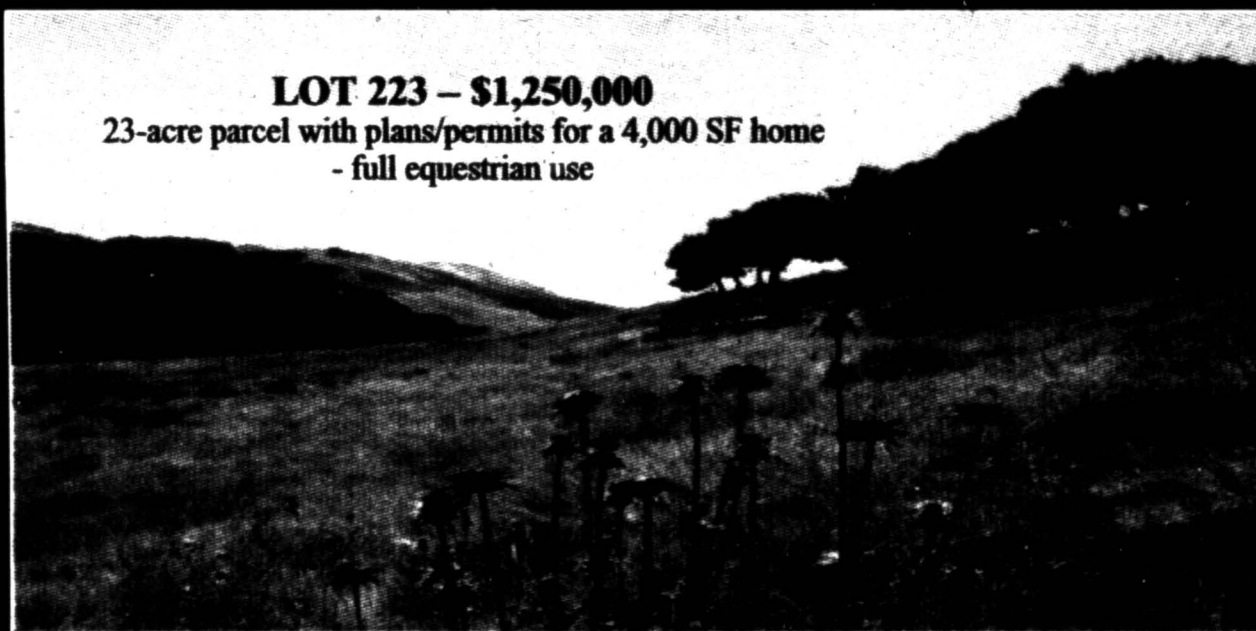


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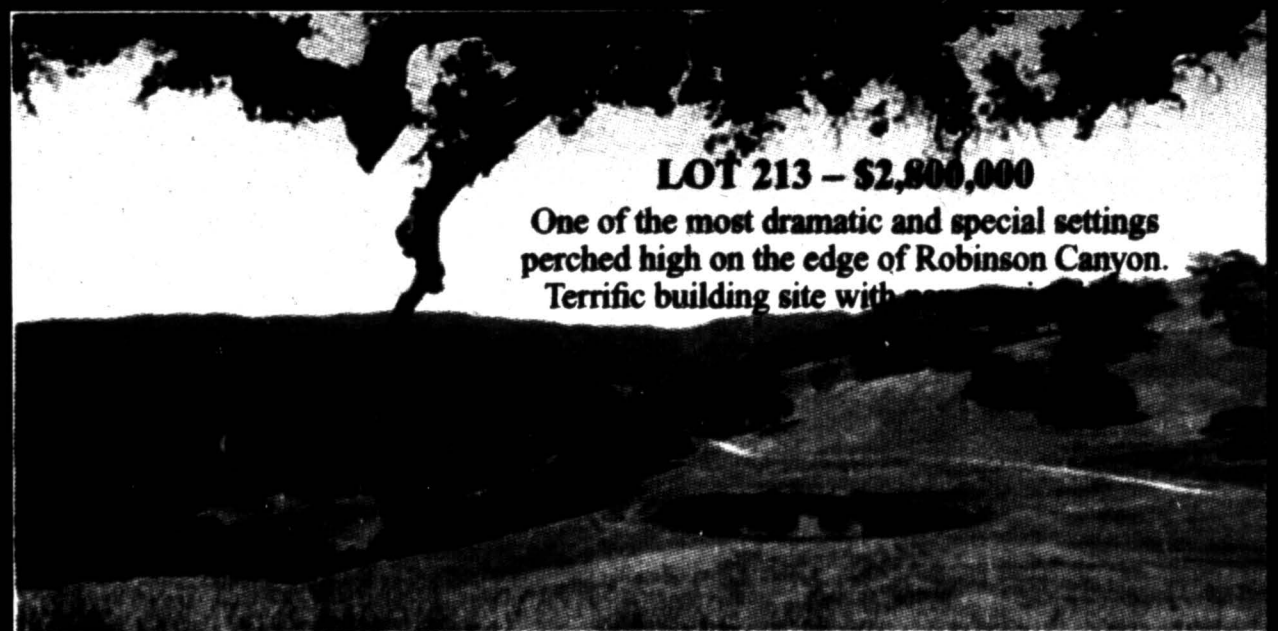
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LOT F9 – \$1,450,000

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LOT 117 – \$1,525,000

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LOT 99 – \$1,550,000

Private 3.4-acre lot with beautiful views of the preserve & ocean.

LOT D19 – \$1,800,000

Wonderful views of Robinson Canyon and Santa Lucia ridges. This flat sunny lot is a great site.

LOT D15 – \$1,850,000

6-acre lot with a view of the preserve and ocean. A great site for a large home.

LOT 109 – \$1,895,000

6-acre lot with a view of the preserve and ocean. A great site for a large home.

LOT 108 – \$1,900,000

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LOT 72 – \$1,950,000

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For more information on lots available at The Preserve please call Janet Fitzpatrick (831) 620-6769

The Preserve Land Company, Inc., Carmel, CA 831.620.6766 www.santaluciapreserve.com



From page 13B

Big Sur: Anonymous report of a car that was found off of Highway 1 in the area of Lucia.

Big Sur: A male, age 44, reported another male subject was using loud and profane language at a pub on Highway 1.

Pebble Beach: A male subject and another male, who is 17, were found trespassing on Pebble Beach Company property. They were cited and released.

SATURDAY, JANUARY 22

Carmel-by-the-Sea: Between 2030 hours and 0730 hours last night, unknown suspect(s) keyed the tailgate and right side of the victim's vehicle while it was parked on Second Avenue.

Carmel-by-the-Sea: Black bi-fold wallet found in the business area. Owner contacted.

Carmel-by-the-Sea: At 1215 hours, an unsecured trash can was observed, and contact was made with the responsible. Information and warning given.

Carmel-by-the-Sea: Subject reported walking to his vehicle on Forest and observing another vehicle with its lights on in front of his. As he approached, the other vehicle honked its horn and a male subject dressed in dark clothing jumped up from next to the subject's vehicle. The man got into the other vehicle and the vehicle sped away. The vehicle was described as an older model red vehicle with two subjects dressed in dark clothing. Upon

area check, officers located a vehicle and subjects matching the description. The vehicle was stopped and the occupants were found to be juveniles who had just left their home on Acacia Way. They were interviewed and released.

Carmel-by-the-Sea: A male driver, age 38, was stopped at Torres and Ocean and arrested for driving under the influence of alcohol or drugs.

Carmel-by-the-Sea: A subject was issued a citation for smoking in a bar on Lincoln Street.

Carmel-by-the-Sea: At 0650 hours, engine and ambulance were dispatched to a medical emergency at the Pine Inn. Upon arrival, found a female post seizure per witnesses. She denied any history and was evaluated by ambulance crew. Assist with c-spine and loading of patient for transport to CHOMP by ambulance.


Carmel-by-the-Sea: At 1159 hours, engine was dispatched to a public assist at Dolores and Fifth. Upon arrival, found a male who tripped and fell but denied any injuries, only requiring help up. Patient helped up.

Carmel-by-the-Sea: At 1403 hours, engine and ambulance were dispatched to a medical emergency at Carmel Plaza. Upon arrival, found an older female complaining of a bump to occipital region and scrape to right shin area after falling down five steps. Patient denied loss of consciousness or other complaints. Patient refused transport and signed a medical release after being advised to seek a doctor's

evaluation and notified of signs/symptoms of head injury and possible complications up to and including death.

Carmel area: A female reported a male

subject took advantage of an 82-year-old Rio Road female resident (who has dementia) by charging her too much money for landscaping work. Case continues.




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1916 CARMEL COTTAGE! "Walk to town. Walk to beach." is what most people say they want when buying a Carmel home. Buy the best location property you can afford. Here is the 2-bedroom, 2-bath house that fits the equation. \$1,295,000.

ONE OF A KIND! This 3-bedroom, 3-bath contemporary with a separate studio apartment is on an extra-large, approximately 8800 sq. ft., lot. Formal dining room, hardwood floors, and a beautiful stone hearth. Just a stroll to town and beach. \$1,900,000.



PRIVACY AND SIZE! Overlooking the Fish Ranch and near the Carmel Mission is this 3-bedroom, 3-1/2-bath home. Offering 3500 sq. ft., the living room, dining room and kitchen/family room access an expansive deck. Master bedroom includes a fireplace, and private deck. \$2,250,000.

CYPRESS COTTAGE! A storybook, 3-bedroom, 2-bath cottage with vaulted ceilings with hand-hewn beams, stone fireplaces, and gleaming hardwood floors that reflect in bay windows. Handsome master suite opens to a private viewing deck with peaks of Pt. Lobos. \$2,995,000.

SCENIC SENSATION! On Scenic Road, the ocean, beach, and golf course views from this home are sensational! This 3-bedroom, 3-bath, frontline Carmel Beach home offers a sunny ocean-view patio, an oversized lot, and the finest in Carmel living. \$7,900,000.



FRONTLINE SCENIC ROAD! Just steps away from the Pacific is this fantastic ocean-front residence. With views of Pt. Lobos, Monastery Beach, and Stewarts Cove, is this luxurious 4000 sq. ft., 4-bedroom, 4-1/2 bath remodeled home! Two ocean-view terraces. \$12,950,000.

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CARMEL HIGHLANDS

CASA DE BELLEZA VISTA! A landmark estate home on 3.5 acres is one of the finest ocean view homes on the Peninsula! A glorious old-world 4450 sq. ft., 4-bedroom, 4-1/2-bath Mediterranean that has been meticulously remodeled to today's standards with the finest of finishes. \$6,900,000.



CAPE COD ON YANKEE POINT! This striking new frontline 3-bedroom, 3-1/2-bath home is just yards from the sea with fabulous ocean and Yankee Point views. Boasting sunny south-facing decks, the finest gourmet kitchen, and a fabulous ocean-view master bedroom. \$5,950,000.

CARMEL VALLEY

RESORT STYLE LIVING! Sky Ranch community is located 19 miles east of Carmel. Here, this meticulously maintained 4-bedroom, 2-bath home, sits on a 10-acre site that has full sky & mountain vistas. Ancient oak trees, extensive decking, gardens, pool, and Jacuzzi. \$1,399,000.



HIDDEN OASIS! Just minutes from Carmel in the Valley sunshine, these 12+ oak-studded acres offer breathtaking vistas, privacy, and tranquility. This dramatically designed contemporary 3-bedroom, 3-1/2-bath main house includes a 2-bedroom guesthouse, and artist studio that complete this hidden oasis. \$3,700,000.

CORRAL DE TIERRA

DRAMATIC VIEWS! Overlooking Castle Rock and the golf course of Corral de Tierra, is this 4+ bedroom, 3-1/2-bath, 3380+ sq. ft. home on over 2.85 acres featuring a large living room with fireplace and spectacular views, formal dining room, large eat-in kitchen with breakfast bar. Located on a lovely private hilltop lane. \$1,295,000.

LA VENTURA! This luxurious and comfortable 6300 sq. ft. Mediterranean is on 10 acres at Markham Ranch. It showcases 4 luxurious bedroom-bath suites, and a separate 1-bedroom guesthouse/media center, and a patio with pool and mesmerizing waterfall. \$3,100,000.

PEBBLE BEACH

GOLF GETAWAY! In the heart of the MPCC area on an oversized up-sloped corner lot, rests this 3-bedroom, 2-bath ranch-style home. Whether you want an entry-level Pebble Beach home or a project, this fills the bill. Walk to the ocean! \$1,395,000.



"SEA MIST!" Across from MPCC's 9th hole, a-thoughtfully remodeled single-level, 3-bedroom, 3-1/2-bath home with rare imported slate, hardwood floors, Carmel-stone fireplace, numerous skylights, a gourmet kitchen, lush gardens, and much more. \$1,995,000.

LIVING VISTAS! Spectacular "Living Vistas" of Monterey Bay, cities, and Mt. Toro from nearly every room of this custom 3-bedroom, 2-1/2 bath sunbelt home. Its design, high ceilings, see-through entry, main-floor master, and light & bright kitchen offer stylish and comfortable living. \$1,595,000.

OCEAN AND FOREST VIEWS! Beautiful and dramatic home on a quiet lane within walking distance to Poppy Hills Golf Course. Enjoy the views from this immaculately maintained 4-bedroom, 3-bath home, spacious, light and bright with soaring ceilings and three fireplaces. \$1,950,000.



BELLA VISTA! Overlooking Carmel Bay is a Mediterranean masterpiece with an 8,510 sq. ft. main residence, 980 sq. ft. guest house, separate caretakers quarters, all private on 3 landscaped acres. Make no mistake; this is a magnificent estate... the finest display in Pebble Beach. \$22,000,000.



MAGNIFIQUE! On over 3 acres, this newly completed Mediterranean-style estate home has been built using the finest craftsmanship and materials. This grand estate has a luxurious master suite with paneled library, plus 4 bedrooms, 5-1/2 baths, and a 1-bedroom guesthouse. \$4,950,000.

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